

**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
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:30 P.M.
JANUARY 11, 2005**

CALL TO ORDER - The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:30 p.m. by Mayor Stewart in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Mayor Pro Tem Bonnie Flickinger

INVOCATION - Pastor Harold Anderson, Moreno Valley Christian Fellowship

ROLL CALL

Council:

Richard A. Stewart	Mayor
Bonnie Flickinger	Mayor Pro Tem
William H. Batey, II	Council Member
Frank West	Council Member

Absent: Charles R. White Council Member

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
Trent Pulliam	Public Works Director/City Engineer
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director
Betsy Adams	Administrative Services Director

Denese Wilson
Abdul Ahmad

Human Resources Director
Fire Marshal

JOINT CONSENT CALENDARS (SECTIONS A-D) OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, MORENO VALLEY COMMUNITY SERVICES DISTRICT, COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY AND THE BOARD OF LIBRARY TRUSTEES

Mayor Stewart opened the agenda items for the Consent Calendars for public comments.

Daryl Terrell – Address matter of record (Item A24)

- 1) Supports Energy Incentive Agreement

Ray Hosman – Address matter of record (Item A26)

- 1) Opposes location of fire station

Priscilla Banks – Address matter of record (Item A26)

- 1) Fire station

Council Member Batey made a motion, seconded by Mayor Pro Tem Flickinger to approve the Consent Calendars in their entirety, except for Item A10 which was pulled for separate discussion/action and Item A7 which was amended. Motion carried 4-0-1, Council Member White absent. 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. WARRANT REPORT – NOVEMBER, 2004
Adopted Resolution No. 2005-01, approving the Warrant Report, dated November, 2004 in the total amount of \$9,637,241.88.

Resolution No. 2005-01

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated November 30, 2004

- A3. MINUTES - SPECIAL MEETING OF DECEMBER 7, 2004
Approved as submitted.
- A4. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004
Approved as submitted.

- A5. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACTS 31268 AND 31269 (AND ALL THEIR AFFECTED PHASES) FOR: APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE. TRACT 31268 IS LOCATED ON THE WEST SIDE OF WILMOT STREET AND COTTONWOOD AVENUE; TRACT 31269 IS LOCATED ON THE NORTH SIDE OF COTTONWOOD AVENUE BETWEEN QUINCY STREET AND REDLANDS BOULEVARD; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32213 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – SOUTH OF HEMLOCK AVENUE AND WEST OF PERRIS BOULEVARD
Accepted public comments regarding the mail ballot proceedings for Tentative Tracts 31268, 31269 and Tentative Parcel Map 32213 (and all their affected phases) for approval of the National Pollutant Discharge Elimination System (NPDES) regulatory rate schedule.
- A6. NEW POLICE CAR DESIGN
Endorsed staff's plan to revise the graphics and design of the Police Department's patrol cars.
- A7. ESTABLISHMENT OF A POLICY FOR IMPLEMENTING LIMITED TERM PARKING
Approved policy and procedure for the implementation of limited term parking areas.
- A8. APPROVAL OF FINAL MAP 31268 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS AND AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTHWEST CORNER OF COTTONWOOD AVENUE AND WILMOT STREET – RICHMOND AMERICAN HOMES
Approved Final Map 31268; 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. APPROVAL OF FINAL MAP 30967 - SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS AND AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, SOUTH SIDE OF KRAMERIA AVENUE, BETWEEN INDIAN STREET AND TARANO LANE – MORENO VALLEY MEADOWS, LLC

Approved Final Map 30967; 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.

- A11. PA02-0041 - BOX SPRINGS APARTMENTS - APPROVAL OF RESOLUTION NO. 2005-03, SUMMARY VACATION OF PUBLIC RIGHT-OF-WAY AND RESOLUTION NO. 2005-04, SUMMARY VACATION OF PUBLIC SERVICE EASEMENTS, NORTHEAST CORNER OF BOX SPRINGS ROAD AND MORTON ROAD, SUBDIVIDER - MORENO APARTMENTS I, L.P.

Approved and adopted Resolution No. 2005-03, summarily vacating a portion of the public right-of-way easement located at the northeast corner of Box Springs Road and Morton Road for PA02-0041; approved and adopted Resolution No. 2005-04, summarily vacating public service easements located on the east side of Morton Road north of Box Springs Road for PA02-0041; and directed the City Clerk to certify said resolutions and transmit a copy of the resolutions to the County Recorder's office for recording.

Resolution No. 2005-03

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of a Portion of Box Springs Road and Morton Road

Resolution No. 2005-04

A Resolution of the City Council of the City of Moreno Valley, California, Ordering the Summary Vacation of Slope and Drainage Easements on the East Side of Morton Road North of Box Springs Road

- A12. RESOLUTION NO. 2005-05, APPROVE AND AUTHORIZE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENT NO. M018, TO THE ADMINISTERING AGENCY-STATE AGREEMENT FOR FEDERAL-AID PROJECT NO. 08-5441 FOR THE BIKEWAY RIGHT-OF-WAY ACQUISITION ALONG THE CALIFORNIA AQUEDUCT PIPELINE SOUTHEASTERLY FROM PAN-AM BOULEVARD TO GRAHAM STREET AND FROM HEACOCK STREET TO JOHN F. KENNEDY DRIVE, PROJECT NOS. 98-92942 AND 02-46165321

Adopted Resolution No. 2005-05, and approved Program Supplement Agreement No. M018, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for the bikeway right-of-way acquisition

along the California Aqueduct pipeline southeasterly from Pan-Am Boulevard to Graham Street and from Heacock Street to John F. Kennedy Drive; and authorized the Mayor to execute Program Supplement No. M018.

Resolution No. 2005-05

A Resolution of the City Council of the City of Moreno Valley Approving and Authorizing Execution of Program Supplement Agreement No. M018, to the Administering Agency-State Agreement for Federal-Aid Project No. 08-5441 for the Bikeway Right-of-Way Acquisition Along the California Aqueduct Pipeline Southeasterly from Pan-Am Boulevard to Graham Street and from Heacock Street to John F. Kennedy Drive

- A13. TRACT 31128 - APPROVAL OF COOPERATIVE AGREEMENT FOR MORENO MASTER DRAINAGE PLAN LINE H-9, BETWEEN THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND WESTERN PACIFIC HOUSING, INC., SOUTHWEST CORNER OF CACTUS AVENUE AND OLIVER STREET - SUBDIVIDER – WESTERN PACIFIC HOUSING, INC. Approved the Cooperative Agreement between the Riverside County Flood Control and Water Conservation District, City of Moreno Valley, and Western Pacific Housing, Inc. for the Moreno Master Drainage Plan Line H-9; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the Riverside County Flood Control and Water Conservation District.
- A14. PARCEL MAP 22701 – AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS TO LASSELLE STREET (TIME EXTENSION), LASSELLE STREET, YANEZ TRAIL ROAD TO SOUTH CITY LIMITS - SUBDIVIDER - EMPIRE LAND, LLC
Authorized the Mayor to execute the Amendment to Agreement for Public Improvements for Parcel Map 22701; and directed the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder’s Office for recordation.
- A15. MORENO VALLEY RANCH SPECIFIC PLAN 193 - REDUCE FAITHFUL PERFORMANCE AND MATERIAL & LABOR BONDS FOR LANDSCAPE & IRRIGATION IMPROVEMENTS FOR PLANNING AREA 50, IRIS AVENUE FRONTAGE, SOUTH SIDE OF IRIS AVENUE, EAST OF LASSELLE STREET - SUBDIVIDER - MCKENZIE VISTA L.P
Approved a \$128,290 reduction to the Faithful Performance Bond and a \$64,145 reduction to the Material and Labor Bond for landscape & irrigation improvements for Planning Area 50; and instructed the City Engineer to

prepare a letter to the surety company reducing the landscape & irrigation bonds.

A16. SUMMARY OF 2004 STATUTES

Received and filed the informational report.

A17. RESOLUTION NO. 2005-06, THEREBY APPROVING THE PROPOSED STREET IMPROVEMENT PROJECTS, CERTIFYING THE AVAILABILITY OF MATCHING FUNDS FOR THE SURFACE TRANSPORTATION PROGRAM

Adopted Resolution No. 2005-06, thereby approving the proposed street improvement projects, certifying the availability of matching funds for the Surface Transportation Program; authorized the Mayor to sign the Resolution; and authorized staff to submit Surface Transportation Program project applications to Riverside County Transportation Commission.

Resolution No. 2005-06

A Resolution of the City Council of the City of Moreno Valley, California, Adopting Certification of Available Matching Funds for the Surface Transportation Program

A18. SECOND READING AND ADOPTION - ORDINANCE NO. 678 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE)

Adopted Ordinance No. 678.

Ordinance No. 678

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Subsections 3.44.040A and 3.44.060B of Chapter 3.44 of Title 3 of the City of Moreno Valley Municipal Code Related to Fees Established by the Transportation Uniform Mitigation Fee (TUMF) Program

A19. SECOND READING AND ADOPTION - ORDINANCE 679 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE)

Adopted Ordinance No. 679.

Ordinance No. 679

An Ordinance of the City Council of the City of Moreno Valley, California, Approving P03-136 for a Specific Plan Amendment (No. 5) to the Towngate

Specific Plan (No. 200), to Modify Land Use Designation for a 28.56-Acre Portion of Land Within Planning Unit No. 7 from HMO (Hospital Medical Office) to CC (Community Commercial) and OC (Office Commercial)

- A20. SECOND READING AND ADOPTION - ORDINANCE NO. 680 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE)
Adopted Ordinance No. 680.

Ordinance No. 680

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0026 (Zone Change) to Change the Land Use from Office to R20 for Approximately 5 Acres on Assessor's Parcel Number 484-242-016 Located at the Southeast Corner of Perris Boulevard and Delphinium Avenue.

- A21. SECOND READING AND ADOPTION - ORDINANCE NO. 681 (RECEIVED FIRST READING AND INTRODUCTION DECEMBER 14, 2004 ON A 5-0 VOTE)
Adopted Ordinance No. 681.

Ordinance No. 681

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA04-0039 (Zone Change) to Change the Land Use from Planned Residential to R5 for 8.77-Net Acres on Assessor's Parcel Number 486-240-010 Located on the East Side of Oliver Street and Approximately 600-Foot South of Alessandro Boulevard and 17.25-Net Acres on Assessor's Parcel Numbers 486-260-005 and -009 Located at the Southwest Corner of Alessandro Boulevard and Oliver Street

- A22. NOTICE OF COMPLETION AND ACCEPTANCE OF THE FISCAL YEAR 2002/2003 ANNUAL SLURRY SEAL PROGRAM, PROJECT NO. 02-12584830
Ratified Contract Change Order Nos. 1 and 2 (Disputed-Final); accepted the work as complete for the Fiscal Year 2002/2003 Annual Slurry Seal Program constructed by Bond Black Top, Inc., 1147 Atlantic Street, Union City, CA 94587; directed the City Clerk to record the Notice of Completion within ten (10) calendar 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 Bond Black Top, Inc. by January 12, 2005, as required by Section 7107 of the Public Contract Code; authorized the Finance Director to increase Purchase Order No. 27054 in the

amount of \$11,768.60 (1% above contingency) to cover the balance above the approved Purchase Order amount; and accepted the improvements into the City's maintained road system.

- A23. APPROVAL OF FINAL MAP 30924 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, NORTH OF FIR AVENUE, SOUTH SIDE OF STATE ROUTE 60, AND WEST OF MORRISON STREET - SUBDIVIDER - TRACT 29860, LLC, 10370 TRADEMARK STREET, RANCHO CUCAMONGA, CA 91730

Approved Final Map 30924; 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.

- A24. APPROVAL OF A STANDARD MORENO VALLEY UTILITIES ENERGY INCENTIVE AGREEMENT

Adopted Resolution No. 2005-07 establishing a Standard Moreno Valley Utilities Energy Incentive Agreement to provide incentives for energy efficiency; and authorized the City Manager to execute the Moreno Valley Utilities Energy Incentive Agreements with qualified developers.

Resolution No. 2005-07

A Resolution of the City Council of the City of Moreno Valley, California, Approving the "Moreno Valley Utilities Energy Agreement" as a Standard Energy Incentive Agreement

- A25. TRACT 31149 - ACCEPT SUBORDINATION AGREEMENT TO THE AGREEMENT FOR PUBLIC IMPROVEMENTS, WEST SIDE OF KITCHING STREET AND NORTH OF FRAN LOU DRIVE - SUBDIVIDER - JWS ASSOCIATES, LLC, 17921 SHOREHAM LANE, HUNTINGTON BEACH, CA 92649

Approved the Subordination Agreement to the Agreement for Public Improvements for Tract 31149; 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.

- A26. AGREEMENT FOR THE CONVEYANCE OF 3.59 ACRES OF A PORTION OF ASSESSOR PARCEL NO. 477-120-001 FOR THE CONSTRUCTION OF

FIRE STATION NO. 58, PROJECT NO. 05-43472523

Authorized the Mayor to execute the Agreement for Conveyance of Real Property for 3.59 acres, a portion of Assessor Parcel No. 477-120-001, for the construction of Fire Station No. 58; authorized the Mayor to execute the escrow instructions and other documents as may be necessary to purchase and convey title of 3.59 acres, a portion of Assessor Parcel No. 477-120-001; authorized the Finance Director to wire transfer funds necessary to complete the purchase and conveyance of title for 3.59 acres, a portion of Assessor Parcel No. 477-120-001; and directed the City Clerk to certify the acceptance of the grant deed and place certificate of acceptance in escrow with the original grant deed for recordation when the escrow is complete.

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 - SPECIAL MEETING OF DECEMBER 7, 2004
Approved as submitted.
- B3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004
Approved as submitted.
- B4. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACTS 31268 AND 31269 (AND ALL THEIR AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE), AND APPROVAL OF THE CSD PARCEL CHARGES
Accepted public comments regarding the mail ballot proceedings for Tentative Tracts 31268 and 31269 (and all their affected phases) for inclusion into CSD Zone B (Residential Street Lighting), CSD Zone D (Parkway Landscape Maintenance), and approval of the annual charges.

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 DECEMBER 7, 2004
Approved as submitted.
- C3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004
Approved as submitted.

C4. ACCEPTANCE OF THE REDEVELOPMENT AGENCY'S FISCAL YEAR 2003-2004 ANNUAL REPORT TO THE STATE CONTROLLER AND RESOLUTION FOR THE LOW AND MODERATE INCOME HOUSING FUND

Accepted the Redevelopment Agency's Annual Report for fiscal year 2003-2004 and ratified its submittal to the California State Controller; and adopted Resolution No. 2005-01, verifying the establishment and appropriate use of the Low and Moderate Income Housing Fund in accordance with Section 33334.3(d) of the Health and Safety Code.

Resolution No. RDA 2005-01

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Verifying the Establishment and Appropriate Use of the Low and Moderate Income Housing Fund Pursuant to California Health and Safety Code 33334.3(d) for Fiscal Year 2003-2004

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D1. ORDINANCES - FIRST READING BY TITLE ONLY

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

D2. MINUTES - SPECIAL MEETING OF DECEMBER 7, 2004

Approved as submitted.

D3. MINUTES - REGULAR MEETING OF DECEMBER 14, 2004

Approved as submitted.

E. PUBLIC HEARINGS

E1. MAIL BALLOT PROCEEDING FOR TENTATIVE TRACT 31284 (AND ALL AFFECTED PHASES) FOR: 1) INCLUSION INTO COMMUNITY SERVICES DISTRICT (CSD) ZONE B (RESIDENTIAL STREET LIGHTING), 2) INCLUSION INTO CSD ZONE D (PARKWAY LANDSCAPE MAINTENANCE) AND 3) APPROVAL OF THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE – WEST SIDE OF QUINCY STREET BETWEEN BAY STREET AND COTTONWOOD AVENUE AND SOUTH SIDE OF BAY AVENUE BETWEEN MORENO VALLEY DRIVE AND QUINCY STREET; AND MAIL BALLOT PROCEEDING FOR TENTATIVE PARCEL MAP 32469 (AND ALL AFFECTED PHASES) FOR APPROVAL OF THE NATIONAL POLLUTANT

DISCHARGE ELIMINATION SYSTEM (NPDES) REGULATORY RATE SCHEDULE - SOUTH OF IRIS AVENUE AND WEST OF LASSELLE STREET; AND MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE M COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE). TENTATIVE PARCEL MAP 31034, APN 312-270-011 – NORTH OF GLOBE STREET BETWEEN OLEANDER AVENUE AND PERRIS BOULEVARD

President Stewart opened the public testimony portion of the public hearing; there being none, public testimony was closed.

Vice President Flickinger made a motion, seconded by Board Member Batey directing the Secretary to tabulate the ballots. Motion carried 4-0-1, Board Member White absent. Roll call vote.

The Secretary announced the results as follows:

Tract 31284 – Zone B-“Yes”
Tract 31284 - Zone D- “Yes”
Tract 31284 - NPDES-“Yes”

Tract 32469 –NPDES- “Yes”
Tract 31034 – “Yes”

Vice President Flickinger made a motion, seconded by Board Member West to verify and accept the results of the mail ballot proceedings as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing; receive and file with the City Clerk’s Office the accepted Official Tally Sheet and APN listing; and approve, authorize and impose the applicable CSD Zones B, D and M charges and the NPDES regulatory rate to the tentative tracts participating in each identified program. Motion carried 4-0-1, Board Member White absent. Roll call vote.

E2. CDBG AND HOME PROGRAM OBJECTIVES AND POLICIES FOR PROGRAM YEAR 2005/06

Mayor Stewart opened the public testimony portion of the public hearing. Public testimony was received from Daryl Terrell.

Council Member West made a motion, seconded by Mayor Pro Tem Flickinger to approve CDBG & HOME program objectives and policies for the 2005-2006 program year. Motion carried 4-0-1, Council Member White absent. Roll call vote.

AGENDA ORDER

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

A10. CITY-WIDE LANDSCAPE STANDARDS (PA04-0089)

Mayor Pro Tem Flickinger made a motion, seconded by Council Member Batey to approve Resolution No. 2005-02, recognizing that the activity qualifies as an exemption from the California Environmental Quality Act (CEQA) Guidelines as provided for in Section 15061, and approve the City's landscape standards. Motion carried 4-0-1, Council Member White absent. Roll call vote.

Resolution No. 2005-02

A Resolution of the City Council of the City of Moreno Valley, California, Approving the City-Wide Landscape Standards Identifying Landscape Standards Consistent with Requirements Identified in Chapter 9.17 of the Municipal Code for Property Throughout the City of Moreno Valley

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

a) Report on March Joint Powers Authority by Mayor Stewart

Mayor Stewart reported that a motion to dismiss the pending lawsuit was filed by MJPA. Construction had been delayed on the DHL building due to the rain.

Mayor Stewart opened the agenda item for public comments. Public testimony was received from Priscilla Banks.

G2. REVISED 2005 STATE/FEDERAL LEGISLATIVE ADVOCACY PRIORITIES

Mayor Stewart opened the agenda item for public comments; public testimony was received from Daryl Terrell.

Council Member Batey made a motion, seconded by Council Member West to adopt the revised 2005 State/Federal Legislative Advocacy Priorities.

Motion carried 4-0-1, Council Member White absent. Roll call vote.

G3. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

City Manager Gene Rogers reported that Prop 1A was successful and he looks forward to working with the State legislature.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

H1. ORDINANCE NO. CSD 48, AMENDING ORDINANCE NO. CSD 47, ADDING THE MORENO VALLEY CONFERENCE AND RECREATION CENTER FACILITY USE POLICIES AND FEES AND THE GYMNASIUM FEE SCHEDULE

Board Member Batey made a motion seconded by Vice President Flickinger to introduce CSD Ordinance No. 48, approving the amendment to CSD Ordinance No. 47 adding the Moreno Valley Conference and Recreation Center Facility Use Policies and Fees and the Gymnasium Fee Schedule effective February 24, 2005, as amended. Motion carried 4-0-1, Board Member White absent. Roll call vote.

Ordinance No. CSD 48

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD 47, Adding the Moreno Valley Conference and Recreation Center Facility Use Policies and Fees and Gymnasium Fee Schedule

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:

Daryl Terrell – Address matter of record

- 1) Relief for tsunami victims donation of \$10,000 from General Fund

John Esquivel – Address matter of record

- 1) City Council health retirement plan; cost to taxpayers; qualifications; who voted for plan

Priscilla Banks

- 1) Moreno Valley Utility

Ray Hosman

- 1) Congratulated re-elected City Council Members
- 2) Moreno Valley Utility

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

Council Member Batey

- 1) City energy coalition for senior citizens
- 2) New fire station in the northeast part of the City of Moreno Valley
- 3) City Council Members health benefits - newspaper misquoted information
- 4) Speakers need to get the facts and work with the City to move forward
- 5) Martin Luther King celebration on January 17
- 6) Annual parade for City's 20th birthday celebration

Mayor Pro Tem Flickinger

- 1) Moreno Valley Utility expenditures will be covered by revenue
- 2) Quality animal program offered by Moreno Valley Animal Shelter
- 3) Moreno Valley Master Chorale and Moreno Valley Community Band; Citrus Wind Ensemble playing at Disneyland and Nixon library
- 4) Hazardous waste disposal on February 4-5
- 5) City's 21st birthday - city-wide celebration December 1-4

Council Member West

- 1) City Council health benefits
- 2) Insults and accusations towards Council Members are not taken personally

Mayor Stewart

- 1) Stated that an existing fire station is merely relocating its facility
- 2) Measure "N" and Moreno Valley Utility
- 3) Announced that he met with Edison representatives regarding the MJPA contract
- 4) Health benefits for Council Members
- 5) Flooding within the City; Public Works staff working under poor weather conditions along Heacock; outstanding work done by Public Works staff
- 6) Stated that there are many ways to donate to the tsunami victim fund

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 9:00 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
Secretary, Board of Library Trustees

Approved by:

Richard A. Stewart, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees

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