

**MINUTES
JOINT MEETING OF THE
CITY COUNCIL OF THE CITY OF MORENO VALLEY
ADJOURNED REGULAR MEETING – 6:00 P.M.
AUGUST 29, 2006**

The meeting was continued from the Adjourned Regular City Council Meeting held on August 23, 2006 at 6:00 p.m.

CALL TO ORDER – The Adjourned City Council Regular Meeting was called to order at 6:20 p.m. by Mayor Flickinger in the Council Chamber located at 14177 Frederick Street, Moreno Valley, California.

ROLL CALL

Council:	Bonnie Flickinger William H. Batey, II Richard A. Stewart Frank West	Mayor Council Member Council Member Council Member
Absent:	Charles R. White	Mayor Pro Tem
Staff:	Alice Reed Robert Gutierrez Robert Herrick Robert Hansen Betsy Adams Rick Hartmann Barry Foster Mitch Slagerman	City Clerk City Manager City Attorney Assistant City Attorney Assistant City Manager Deputy City Manager Economic Development Dept. Director Redevelopment Manager

E. PUBLIC HEARINGS

E1. CONTINUATION OF QUASI-JUDICIAL HEARING REGARDING AN APPEAL OF CITY MANAGER'S DECISION TO APPROVE A PASS-THROUGH PAYMENT TO RESIDENTS OF COUNTRY SQUIRE MOBILE ESTATES (Report of: Economic Development Department)
Recommendation: That the City Council, after conducting a quasi-judicial hearing:

1. Uphold the City Manager's June 30, 2006 decision to approve a capital replacement pass-through payment of \$231.85 per month, per space for sixty months to be collected from space tenants at Country Squire Mobile Estates by the owner, Country Squire Mobile Estates, LLC; and

2. Increase the pass-through amount by \$16,095.00 from \$1,229,709 to \$1,245,804 thereby increasing the monthly pass-through payment by \$2.86 to \$234.71 per month, per space for sixty months.

Mayor Flickinger stated that no court recorder would be present for the proceeding and the meeting would be recorded on an audio tape which would then be sent to a court recorder for transcription as the official record. Mayor Flickinger asked a representative from each side of the issue to stipulate that the transcribed audio tape of the hearing would be the official record. Karin Staddon of Community Asset Management stipulated on behalf of the park owner, and Margarita Stice, member of the Resident Committee, stipulated on behalf of park residents.

Special Counsel Bruce Gridley recited the stipulation between the Park Owner and the Resident Committee. Mediation would be conducted by a neutral party, a retired judicial officer, supplied by Judicial Arbitration and Mediation Services, known as JAMS, in accordance with the procedures set up by JAMS. Both parties will take part in the selection process of the judicial officer.

Recess Reconvened

Mediated results will be reported to the City Council on October 11, 2006. In the event that the results are approved by both parties, further adjournment would be necessary to secure a vote of the park residents in accordance with their election procedures.

If the results are not approved by both parties, the hearing on the appeal will be resumed.

Mayor Flickinger asked one representative from each side to stipulate to the mediation process described by Mr. Gridley.

Margarita Stice, representing the Country Squire Resident Committee, said that the majority of the residents have agreed to enter into the mediation to resolve the dispute so long as it's nonbinding, and so long as they have an opportunity to vote on the proposal reached in mediation. She stipulated to the process.

Karin Staddon of Community Asset Management stipulated to the process.

Mayor Flickinger announced that the submitted speaker slips will be carried over to the adjourned meeting.

Approved by 4-0-1 to adjourn the meeting to Wednesday, October 11, 2006 at 6:00 p.m. in the Council Chamber and to provide 100 copies of a notice of adjournment to the representatives of the Mobile Home Park residents in addition to posting the notice at normal posting locations. m/Stewart, s/Batey, White absent.

ADJOURNMENT

The meeting was adjourned at 6:33 p.m. to October 11, 2006 at 6:00 p.m. by unanimous informal consent.

Submitted by:

Alice Reed, City Clerk

Approved by:

Bonnie Flickinger, Mayor

mea/enl