

**MINUTES  
CITY COUNCIL OF THE CITY OF MORENO VALLEY  
MORENO VALLEY COMMUNITY SERVICES DISTRICT  
COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY**

**CLOSED SESSION – 6:00 P.M.  
APRIL 1, 2008**

**CALL TO ORDER** – The Closed Session 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 6:00 p.m. by Mayor Batey in the Council Chamber located at 14177 Frederick Street, Moreno Valley, California.

**Council:**

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

**Staff:**

Jane Halstead	City Clerk
Robert Herrick	City Attorney
Robert Gutierrez	City Manager

**PUBLIC COMMENTS ON MATTERS UNDER THE JURISDICTION OF THE CITY COUNCIL**

Mayor Batey opened the agenda items for public comments; there being none, public comments were closed.

Closed Session was held in the City Manager’s Conference Room, Second Floor, City Hall pursuant to Government Code:

- 1) SECTION 54956.9(a) – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
  - a) Case: *Rados v. City of Moreno Valley, et al.*  
Court: Riverside Superior Court  
Case No.: RIC 425323

- b) Case: *Mireles & Beeler v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 433878
- c) Case: *Thompson, Ann Marie v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 456261
- d) Case: *Ray, Danetra v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 459427
- e) Case: *ENCO Utility Services Moreno Valley, LLC v. City of Moreno Valley/City of Moreno Valley v. ENCO Utility Services Moreno Valley, LLC*  
Court: Riverside Superior Court  
Case No.: RIC 478023
- f) Case: *Monaco, Vincent v. City of Moreno Valley, et al.*  
Court: Riverside Superior Court  
Case No.: RIC 428221
- g) Case: *City of Moreno Valley, Community Redevelopment Agency of the City of Moreno Valley v. County of Riverside, et al.*  
Court: San Diego Superior Court  
Case No.: 37-2007-00082461-CU-PT-CTL
- h) Case: *Teague & Perez v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 472690
- i) Case: *Stremski, Michael v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 472134
- j) Case: *Fitch, Justin v. City of Moreno Valley, et al.*  
Court: Riverside Superior Court & \*Court of Appeal of the State of California, Fourth Appellate District, Division Two  
Case No.: RIC 414978 & \*E041090
- k) Case: *Community Asset Management v. City of Moreno Valley*  
Court: Riverside Superior Court  
Case No.: RIC 465600

l) Case: *Webb, Earleen v. City of Moreno Valley, et al.*  
Court: Riverside Superior Court  
Case No.: RIC 490153

2) SECTION 54956.9(b)(1) - CONFERENCE WITH LEGAL COUNSEL -  
SIGNIFICANT EXPOSURE TO LITIGATION  
Number of Cases: 2

3) SECTION 54956.9(c) - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF  
LITIGATION  
Number of Cases: 2

4) SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY  
NEGOTIATOR

a) City's/Buyer's Negotiator: Chris Vogt  
Under Negotiation: Price and terms of payment

<u>APN</u>	<u>OWNER</u>
291-171-002	Armstrong
291-230-005	Burden
291-171-005	Busacco
291-150-002	Castillo
291-130-003	Comorre
263-230-010	Davis
263-230-009	Deutsche Bank
291-191-001	Gabrych
263-230-007	Garcia
291-150-003	Gottschalk
263-210-039	Gottschalk
291-150-001	Gottschalk
291-191-002	Heredia
263-230-008	Holtzclaw
263-200-024	Lamas
263-200-025	LS Western, LP
291-171-001	McDermott
291-130-004	Nguyen
291-130-005	Nunez
291-150-004	Rude
291-150-005	Rude
291-191-004	Odulfalu
291-191-003	O'Malley
263-210-043	Ortiz

263-230-011	Patterson
291-171-004	Pulver
263-200-022	SSS Group
263-200-023	SSS Group
263-230-012	Teague
291-171-006	Verket
291-130-002	Ybarra

b) City's/Buyer's Negotiator: Chris Vogt  
APN: 485-073-004  
Owner: Robert & Wanna Moore  
Owner's Negotiator: Sylvia J. Simmons, Esq.  
Under Negotiation: Price and terms of payment

c) City's/Buyer's Negotiator: Barry Foster  
APN: 488-330-019 & 488-330-020  
Owner's Negotiator: ProLogis  
Under Negotiation: Price and terms of payment

d) City's/Buyer's Negotiator: Barry Foster  
APN: 481-070-044  
Owner's Negotiator: R & M Realty  
Under Negotiation: Price and terms of payment

5) SECTION 54957 – PERSONNEL MATTER

a) Annual Employee Performance Evaluation: City Manager

**REPORT OF ACTION FROM CLOSED SESSION, IF ANY, BY CITY ATTORNEY**

None

**ADJOURNMENT**

There being no further business to conduct, the meeting was adjourned at 10:00 p.m. by unanimous informal consent.

Submitted by:

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Jane Halstead, City Clerk, CMC  
Secretary, Moreno Valley Community Services District  
Secretary, Community Redevelopment Agency of the City of Moreno Valley

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