

**MINUTES
CONTINUED SPECIAL MEETING
OF THE MORENO VALLEY CITY COUNCIL
JANUARY 23, 2001 – 6:00 P.M.**

CALL TO ORDER The Continued Special Meeting of the City Council was called to order at 6:00 p.m. by Mayor Flickinger

PLEDGE OF ALLEGIANCE The Pledge of Allegiance was led by Mayor Pro Tem Batey

INVOCATION The Invocation was given by Mayor Flickinger

ROLL CALL

Council:	Bonnie Flickinger	Mayor
	William H. Batey	Mayor Pro Tem
	Richard A. Stewart	Councilmember
	Frank West	Councilmember
	Charles R. White	Councilmember
Staff:	Gene Rogers	City Manager
	Alice Reed	Acting City Clerk
	Steve Chapman	Finance Director
	Robert Herrick	City Attorney
	Barry McClellan	Assistant City Manager
	Linda Guillis	Community and Economic Development Director
	Richard Coz	Police Chief
	Wes Alston	Acting Fire Chief
	Trent Pulliam	Public Works Director
	George Price	Parks and Recreation Director
	Cynthia Pirtle	Library Director

PUBLIC HEARINGS

1. PUBLIC HEARING ON MATERIAL BREACHES RELATING TO CABLE TELEVISION LICENSES (CONTINUED FROM JANUARY 9, 2001) (Report of: Assistant City Manager)

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to close the public hearing, determine that franchise breach has occurred as to TCI Franchise, ACT-V Franchise, or both, and direct staff to prepare a formal resolution for adoption at the next meeting, making appropriate findings of fact and ordering appropriate corrective action. Motion carried unanimously. Roll call vote.

**ADJOURNED TO REGULAR MEETING
MINUTES
JOINT MEETING OF THE
MORENO VALLEY CITY COUNCIL
MORENO VALLEY COMMUNITY SERVICES DISTRICT
MORENO VALLEY COMMUNITY REDEVELOPMENT AGENCY
REGULAR MEETING – 7:00 P.M.
JANUARY 23, 2001**

CALL TO ORDER The joint meeting of the City Council, Community Services District and the Community Redevelopment Agency was called to order at 7:03 P.M. by Mayor Flickinger in the Council Chambers located at 14177 Frederick Street.

ROLL CALL

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

SPECIAL PRESENTATIONS

1. Mayor Flickinger presented the members of the Anti-Graffiti Task Force with plaques honoring them as Employees of the Quarter. The members receiving awards were:

Officer Carlton Allen, MVPD
Officer Duane Winchell, MVPD
Steve Jacobs, Media/Communications Division, Administrative Services
Jan Hampton, CEDD
George Rakow, Public Works
Dennis Buckle, Public Works
Brian Durfee, Public Works
2. Councilmember Stewart and Chief Coz presented Officer Brandon Ford with engraved handcuffs honoring him as Officer of the Quarter.
3. Jan Wood of the Automobile Club of Southern California presented the City with the Silver Award for traffic safety.

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

Cynthia Crothers – 24867 Bower Street, Moreno Valley

- 1) Voiced support for Mayor Pro Tem Batey in the 65th Assembly District Race

Daryl C. Terrell – Address matter of record

- 1) Stated Moreno Valley should support one of its own in the 65th Assembly District Race – feels Mayor Pro Tem Batey will be an advocate for the City and bring out local control

Robert Anderson – Address matter of record

- 1) Voiced his support for Mayor Pro Tem Batey in the Assembly race
- 2) Expressed his distrust in Adelphia – feels their image is tarnished

Mark Rogers – 26861 Prarie Dog Lane, Moreno Valley

- 1) Voiced his support for a roller hockey and skateboard facility in Moreno Valley – is frustrated with the City for not moving forward on this issue

Mark Vargas – 11634 Black Hawk Lane, Moreno Valley

- 1) Spoke on behalf of the Moreno Valley Community Theater - expressed his excitement that Council is working with the Cultural Arts Foundation in getting a performance hall – local musicians very grateful

Cathlene Fishman – 13560 Collie Court, Moreno Valley

- 1) Spoke on behalf of the Moreno Valley Back Lot thrift store - they will be selling the goods that MGM studios will be giving away – asked for donation of 60 pallets to return to MGM

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

Mayor Flickinger opened the agenda items for the Consent Calendar for public comment; there being none, public comments were closed.

Mayor Pro Tem Batey made a motion, seconded by Councilmember White to approve the Consent Calendars in their entireties, with the exception of Items A8 and B2, pulled for separate action. Motion carried unanimously. 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. ACCEPTANCE OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2000

Accepted the Comprehensive Annual Financial Report for the Fiscal Year Ended

June 30, 2000.

- A3. APPOINTMENT TO THE PARKS AND RECREATION ADVISORY COMMITTEE
Appointed Allen Ganibe to the Parks and Recreation Advisory Committee as the teenage member for a term expiring January 27, 2004, or upon high school graduation, whichever comes first.
- A4. MINUTES – REGULAR MEETING OF NOVEMBER 14, 2000
Approved as submitted.
- A5. MINUTES – SPECIAL MEETING OF DECEMBER 5, 2000
Approved as submitted.
- A6. WARRANT REGISTERS – DECEMBER 31, 2000
Adopted Resolution No. 2001-03, approving the Warrant Registers, including wire transfers, dated December, 2000 in the total amount of \$4,378,874.95.

Resolution No. 2001-03

A Resolution of the City Council of the City of Moreno Valley, Approving the Warrant Registers, Dated December 31, 2000
- A7. ECONOMIC DEVELOPMENT WEBSITE CONTRACT APPROVAL
Authorized the City Manager to negotiate and execute a contract with GIS Planning not to exceed \$40,000 to develop and implement an Economic Development Website.
- A9. BID AWARD – FAIRWAY MOWER (BID #00/01-02)
Awarded the bid for the purchase of one Fairway Mower to Turf Star of Bermuda Dunes, California and authorized the Finance Director to execute the necessary documents in the amount of \$43,967.27, as appropriated in fiscal year 00/01, for program 00161.76410.6641.645.
- A10. CHANGE IN POLICE ENFORCEMENT MOTORCYCLES
Approved the change in the Police Enforcement Motorcycle from the Kawasaki 1000-P to the BMW R 1100 RT-P and approved budget expenditures in FY 00/01, in the amount of \$73,200 for the Purchase of (4) four fully equipped BMW R 1100 RT-P Police Enforcement Motorcycles. (These will be used to replace (4) four Kawasaki Police Enforcement Motorcycles that have become fully depreciated).
- A11. APPROVAL OF HOUSING ASSISTANCE AGREEMENT WITH THE COACHELLA VALLEY HOUSING COALITION (CVHC) AND BUDGET APPROPRIATION FOR PROJECT FUNDING
Approved the Housing Assistance Agreement with the Coachella Valley Housing

Coalition; authorized the Mayor and Agency Chair to execute the agreement; and appropriated \$1,400,000 from the unappropriated balance for the Low & Moderate Income Housing Fund (894.894.3911) and \$600,000 from the Ownership Housing Development Project account (894.85030.7200) to the CVHC Housing Project account (894.71920.7XXX).

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

B1. ORDINANCES - FIRST READING BY TITLE ONLY

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

B3. REQUEST TO ADVERTISE A NOTICE REQUESTING PROPOSALS – MORENO VALLEY COMMUNITY SERVICES DISTRICT NO. D-SG1/01 – MAINTENANCE OF PARKWAY AND MEDIAN LANDSCAPING AND IRRIGATION – STANDARD SERVICE

Adopted the area map and maintenance specifications, which are on file in the office of the Director of Public Works; acknowledged the previous Environmental Determinations relating to the existing landscape areas as approved per each tract's EIR Certification; and authorized the City Clerk to advertise a Notice Requesting Proposals for Project D-SG1/01.

B4. MINUTES – REGULAR MEETING OF NOVEMBER 14, 2000

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 – REGULAR MEETING OF NOVEMBER 14, 2000

Approved as submitted.

C3. APPROVAL OF HOUSING ASSISTANCE AGREEMENT WITH THE COACHELLA VALLEY HOUSING COALITION (CVHC) AND BUDGET APPROPRIATION FOR PROJECT FUNDING

Approved the Housing Assistance Agreement with the Coachella Valley Housing Coalition; authorized the Mayor and Agency Chair to execute the agreement; and appropriated \$1,400,000 from the unappropriated balance for the Low & Moderate Income Housing Fund (894.894.3911) and \$600,000 from the Ownership Housing Development Project account (894.85030.7200) to the CVHC Housing Project account (894.71920.7XXX).

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

The City Attorney reported that a settlement agreement had been reached in the following:

Case: *Coachella Valley Housing Coalition v. City of Moreno Valley*
Court: United States District Court, Central District of California
Case No: EDCV 96-430-RT(VAPx)

E. PUBLIC HEARINGS

E1. PUBLIC HEARING FOR INCLUSION OF KRISTEN COURT INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING)

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

Boardmember White made a motion, seconded by Vice-President Batey to verify and accept the ballot results as reported by the Acting City Clerk (6 “yes” votes, 5 “no” votes) and authorize and impose the CSD Zone B installation and annual maintenance service charges. Motion carried unanimously. Roll call vote.

AGENDA ORDER

F1. AUTHORIZE STAFF TO UNDERTAKE A WORK PROGRAM TO DO PRELIMINARY DESIGN AND OTHER WORK ON THE DESIGN OF A NEW MAIN LIBRARY

Mayor Flickinger opened the agenda item for public comments.

Judy Nieburger – 25231 Pico Vista Way, Moreno Valley

- 1) Spoke on behalf of the Library Advisory Committee and Friends of the Library – stated they would like their own space to store books
- 2) Stated she feels it is important to have input from the public on the design of the new library (possibly a telephone survey)

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to authorize staff to undertake the work program outlined in the staff report to do preliminary design and other work on the design of a new main library. Completion of this work program will put the city in a position to apply for State Library Bond Act funds. Motion carried unanimously. Roll call vote.

F3. RECOMMENDATION TO AWARD CONTRACT FOR THE DESIGN AND DEVELOPMENT OF CONSTRUCTION DOCUMENTS FOR A SPORTS AND COMMUNITY CENTER

Mayor Flickinger opened the agenda item for public comments.

Cynthia Crothers – 24867 Bower Street, Moreno Valley

- 1) Voiced support to have a municipal swimming pool put into the plan for the new Community Center and Sports Facility

Boardmember Stewart made a motion, seconded by Boardmember White to award the contract for subject project to LPA, Inc., 17949 Sky Park Circle, Irvine, Ca, 92614, in the amount of \$510,000; authorize the Mayor to execute a Contract Agreement with the above mentioned contractor; and authorize the Finance Director to issue a purchase order upon execution of the contract to the abovementioned contractor not to exceed the amount of \$510,000. Motion carried unanimously. Roll call vote.

F5. CULTURAL AND PERFORMING ARTS CENTER UPDATE

Kathleen Fishman provided the Council with a brief update regarding the Cultural and Performing Arts Center

Mayor Flickinger opened the agenda item for public comments.

Brenda Jackson, 25797 Sweetleaf Street, Moreno Valley

- 1) Voiced her support for a performing arts center

Item F5 continued to Council Meeting of February 27, 2001.

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E2. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) & HOME OBJECTIVES AND POLICIES FOR FISCAL YEAR 2001-02

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

Councilmember White made a motion, seconded by Councilmember Stewart to approve the Community Development Block Grant (CDBG) and HOME Program Objectives and Policies for the 2001-2002 Program Year. Motion carried unanimously. Roll call vote.

• ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

A8. ECONOMIC DEVELOPMENT MARKETING PLAN CONTRACT

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

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to authorize the City Manager to negotiate and execute a contract with Geographics Inc. not to exceed \$165,000 to design and implement a comprehensive economic development marketing program for the City of Moreno Valley. Motion carried unanimously. Roll call vote.

B2. APPROPRIATION OF EXISTING FUNDS FOR THE POLICE ACTIVITIES LEAGUE PROGRAM

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

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to approve the amended employee classification roster to include one Unsupported Officer; authorize the addition of one Unsupported Officer to the Parks and Recreation PAL Program and appropriate the existing budget for the Parks and Recreation PAL Program in the amount of \$72,966.00 to account 126.75740, to be utilized for the additional personnel to the Parks and Recreation PAL Program; approve the amended employee classification roster to include one Recreation Leader; authorize the addition of one Recreation Leader to the Parks and Recreation PAL Program and appropriate the existing budget for the Parks and Recreation PAL Program in the amount of \$17,753.62 to account 126.75740, to be utilized for the additional personnel to the Parks and Recreation PAL Program and approve the amended employee classification roster to include one Recreation Aide; authorize the addition of one Recreation Aide to the Parks and Recreation PAL Program and appropriate the existing budget for the Parks and Recreation PAL Program in the amount of \$9,155.83 to account 126.75740, to be utilized for the additional personnel to the Parks and Recreation PAL Program. Motion carried unanimously. Roll call vote.

F. REPORTS

AGENDA ORDER

F4. STATE AND FEDERAL LEGISLATIVE ADVOCACY PRIORITIES

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

Item F4 to be reformatted and brought back to Council at the regular City Council meeting of February 13, 2001.

F2. ECONOMIC DEVELOPMENT ANNUAL REPORT FOR 2000

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

Mayor Pro Tem Batey made a motion, seconded by Councilmember Stewart to receive and file the Economic Development Annual Report for 2000. Motion carried unanimously.

F6. 2001 COUNCIL COMMITTEE PARTICIPATION APPOINTMENTS

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

Councilmember Stewart made a motion, seconded by Mayor Pro Tem Batey to approve appointments to the various committees as recommended in the 2001 Council Committee Participation list as submitted by Mayor Flickinger. Motion carried unanimously.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION - NONE

ORDINANCES - 2ND READING & ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES - NONE

RESOLUTIONS – NONE

- **CONTINUATION OF PUBLIC COMMENTS ON MATTERS NOT ON THE AGENDA, IF NEEDED – NONE**
- **CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY**

Mayor Pro Tem Batey

- 1) Announced he had attended the funeral of slain police officer Jacobs in Riverside – reminded citizens when they see their police officers or firefighters out on the street - give them a big thanks for the job that they do

Councilmember Stewart

- 1) Stated Congressman Hunter is moving ahead on the Federal side regarding electric issues
- 2) Announced that twenty KC135s are being moved from their home base to operate temporarily out of March ARB during the summer – City should hold a welcoming reception
- 3) Stated a street barrier is going up at Sunnymead Ranch and Pigeon Pass Road – thanked constituent for bringing the traffic issue at this intersection to his attention
- 4) Discouraged partisan politics being televised on government access television
- 5) Announced City Clerk’s department can provide information on absentee ballots for February 6, 2001 election

Councilmember White

- 1) Stated he feels the campaigning on government access television should not be allowed

Councilmember West

- 1) Commended City Manager Rogers and City Attorney Herrick on doing an outstanding job on the cable issue
- 2) Thanked Charles White for his powerful involvement with the Southern California Association of Governments

Mayor Flickinger

- 1) Stated she will abide by the wishes of Council regarding “political” comments by public

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 9:58 p.m. by unanimous informal consent.

Submitted by:

Alice Reed, Acting City Clerk

Approved by:

Bonnie Flickinger, Mayor

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