

**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 - 7:00 P.M.
MAY 8, 2001**

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 7:07 P.M. by Mayor Flickinger in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was led by Councilmember Stewart

INVOCATION – The Invocation was given by City Attorney Bob Herrick

ROLL CALL

Council:

Bonnie Flickinger	Mayor
Richard A. Stewart	Councilmember
Frank West	Councilmember
Charles R. White	Councilmember

Absent: William H. Batey Mayor Pro Tem

Staff:

Alice Reed	Acting 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
Richard Coz	Police Chief
Wes Alston	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
George Price	Parks and Recreation Director
Cynthia Pirtle	Director of Library Services

SPECIAL PRESENTATIONS

Mayor Flickinger read a proclamation recognizing May 2001, as “Veteran Appreciation Month”.

Mayor Flickinger read and presented a proclamation to Rob Boblett, Vice-Chair of the Riverside County Mental Health Board recognizing May 2001, as “Mental Health Month”.

Mayor Flickinger read and presented a proclamation to Chief Richard Coz recognizing May 13 – 19, 2001, as “Law Enforcement Week”.

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

Pete Bleckert – Address matter of record

- 1) Feels the Chamber of Commerce shouldn't be supporting the Library Parcel Fee issue with funds from the Cops and Kids account
- 2) Stated he feels if the Library measure doesn't pass in July the Council will bring it back to the voters in November

George Albanese – Address matter of record (Submitted discourse for public record)

- 1) Provided each Council Member with a highlighted copy of Proposition 218
- 2) Feels the City put on quite a charade at the Special Meeting held last week – all of the speakers who supported the Library Parcel Fee are on the Library Advisory Committee and the other speaker is a member of the Moreno Valley Chamber of Commerce whose salary is paid by taxpayer money
- 3) Asked the Mayor to explain how library services are related to the ownership of property

John Hayes – Address matter of record (Submitted discourse for public record)

- 1) Stated that the City needs to complete the process of eliminating the Business Gross Receipts Tax

Ray Hosman – Address matter of record

- 1) Feels the Council should support the Veterans home proposed for March Reserve Base which would benefit up to 460 veterans

Marcia Rodolf-Amino – 10363 Crestbrook Drive

- 1) Addressed the topic of mental illness – stated that approximately 1.5 million Californians, many of whom are homeless veterans, are in need of mental health assistance but do not receive it – feels the proposed Veterans' home is a good project and Council should support the project as has the City of Riverside

Roosevelt Tate – 12080 Pigeon Pass Road

- 1) Called for Mayor Pro Tem Batey's immediate resignation from the 5th District – stated if he does not resign he will be recalled

Wybe Schaafsma – 24840 Ramona Lane

- 1) Stated he hopes that the Parks and Recreation Department is able to find the \$1,000,000 necessary to build the skateboard park and when they do they will notify the public of their intentions

Daryl C. Terrell – Address matter of record

- 1) Expressed that citizenship is vitally important if democracy is to survive and flourish
- 2) Stated that people today are seeking a cause they can believe in

Aurelio Aguirre – 25669 Sprucewood Place – Representing Moreno Valley Hispanic Chamber of Commerce

- 1) Thanked the City for a very successful Cinco de Mayo Celebration
- 2) Commended Parks and Recreation Director Price and staff, Police Chief Coz and Officer Allen from the Police Department and Steve Jacobs from Media and Communications for their excellent participation in the event

Priscilla Banks – 13560 Searson Drive

- 1) Questioned what the special election will cost the City and suggested the City use the extra utility user's taxes it is taking in - \$388,000 to \$647,000

Robert C. Anderson – 12188 Marigold Avenue

- 1) Stated he is upset that Councilmembers Stewart and White don't support the proposed Veterans' home

Norma Cortez – 24371 Sunnymead Boulevard

- 1) Commented on the disturbing article in the Press Enterprise regarding the comments made against Mayor Flickinger by Gwen Pascal-Hammond – feels this shouldn't be an issue of race

Tom Jerele Sr. – 24895 Sunnymead Boulevard, #133

- 1) Spoke in support of Chief Coz and his involvement in the Community
- 2) Thanked the Finance Director for the citizen version of this year's budget
- 3) Announced the American Junior Golf Association will be holding their tournament May 29th -June 1st, at Quail Ranch Golf Course
- 4) Complemented Councilmember Stewart for having the bravery to ask that the Veterans facility be brought to a full public disclosure

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 Flickinger opened the agenda items for the Consent Calendars for public comments.

Tom Jerele Sr. – 24895 Sunnymead Boulevard, #133 (Item C2)

- 1) Clarified his position on the Cottonwood Place Apartments – has some concerns with low-income and very low-income housing in the City

Councilmember White made a motion, seconded by Councilmember West to approve the Consent Calendars in their entireties. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

A. CONSENT CALENDAR - CITY COUNCIL OF THE CITY OF MORENO VALLEY

- A1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.

- A2. LAND LEASE AGREEMENT WITH AGRI-EMPIRE FOR VACANT CITY PROPERTY ON NASON STREET
Executed a Land Lease Agreement with AGRI-EMPIRE for approximately 60 acres, known as Assessors Parcel Numbers 477-220-038 and 477-220-079, located between Cottonwood Avenue and Alessandro Boulevard, west of Nason Street.

- A3. PARCEL MAP 24349, PARCEL 1 – ACCEPT THE REPLACEMENT AGREEMENT AND DEED OF TRUST FOR PUBLIC IMPROVEMENTS AND RELEASE CASH DEPOSIT – FRANKHALE ROAD, SOUTH SIDE, EAST OF MORTON ROAD (JOSE N. SOTO AND SUZANNE B. SOTO)
Approved the replacement agreement for Public Improvements; authorized the Mayor to execute the agreement; accepted the Deed of Trust, as reviewed and approved by the City Attorney, as security for the required public improvements; authorized the Finance Director to release the cash deposit in the amount of \$13,250 to Jose N. Soto and Suzanne B. Soto; and directed the City Clerk to forward the signed agreement and the Deed of Trust to the County Recorder's Office for recordation.

- A4. RFQ # RLN-00/01-07, ONE (1) ¾ TON SUPERCAB PICKUP TRUCK

Transferred \$5,101.09 from account 00161.76310.6261 to account 00161.76210.6641.645 for the purchase of a heavy-duty three-quarter ton nominally rated pick-up truck to transport the division's large mowing unit and awarded the bid to Fritt's Ford as they met specifications with the lowest dollar amount.

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

Rejected all proposals submitted for this project on February 28, 2001; authorized the City Clerk to re-advertise a Notice Requesting Proposals for Project D-SG1/01; adopted the area map and maintenance specifications, which are on file in the office of the Director of Public Works and acknowledged the previous Environmental Determinations relating to the existing landscape areas as approved per each tract's EIR Certification.

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. PALM DESERT DEVELOPMENT COMPANY (PDDC) HEACOCK COTTONWOOD II, LP (COTTONWOOD PLACE PHASE II) EXTENSION OF RESOLUTION FOR TAX CREDIT APPLICATION

Adopted Resolution No. RDA 2001-01, extending and supporting the revised Cottonwood Place II Housing development and affirming the provision of assistance in the amount of \$762,000 to Heacock Cottonwood II LP, a subsidiary of the Palm Desert Development Company (PDDC).

Resolution No. RDA 2001-01

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Supporting the Cottonwood Place Phase II Housing Development and Affirming its Intention to Provide Assistance to Heacock Cottonwood II, LP, A Subsidiary of the Palm Desert Development Company

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

No Reportable Action

E. PUBLIC HEARINGS

E1. ADOPTION AND PUBLIC HEARING OF THE FISCAL YEAR CONSOLIDATED PLAN ANNUAL ACTION PLAN

Mayor Flickinger opened the public testimony portion of the public hearing at 8:00 p.m.; there being none, public testimony was closed.

Councilmember White made a motion, seconded by Councilmember West to adopt the FY 2001/2002 Action Plan Update of the Consolidated Plan. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

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

F. REPORTS

F1. LEGISLATIVE UPDATE

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

Councilmember West made a motion, seconded by Councilmember Stewart to receive and file the Legislative Status Report, which is provided as information. Motion carried 4-0-1, Mayor Pro Tem Batey absent.

**RECESS;
RECONVENE**

F2. FY 2001-02 PROPOSED BUDGET

Finance Director/City Treasurer Steve Chapman gave a Power Point presentation on the proposed FY 2001-02 Budget overview.

F3. UTILITY USER'S TAX AND INCREASED ENERGY COSTS

Finance Director/City Treasurer Steve Chapman gave a Power Point presentation on the Model 3 Differential Utility User's Tax Revenue.

Bob Lopez of Southern California Edison responded to Council's questions.

**RECESS;
RECONVENE**

Mayor Flickinger opened the agenda item for public comments (Item F2).

John Hayes – Address matter of record

- 1) Requested an apology from the City Manager – feels he implied he was a liar in a statement he made regarding Mr. Husing
- 2) Stated the City should be able to find \$7,000 to televise the study sessions
- 3) Questioned if the City Council chamber is equipped with emergency lighting

George Albanese – Address matter of record (Submitted discourse for public record)

- 1) Stated the City Council should not accept a budget that is not balanced

Cathlene Fishman – 13560 Collie Court

- 1) Spoke in support of funding for the Performing Arts Center

Mayor Flickinger opened the agenda item for public comments (Item F3).

George Albanese – Address matter of record (Submitted discourse for public record)

- 1) Stated he feels it is not the City's intention to ever reduce the Utility User's Tax but only to increase taxes

Nisa Wallace – 24550 Ormista Drive

- 1) Feels the Utility User's Tax should be abolished completely as it was never used as it should have been (children and police programs)

John Hayes – Address matter of record (Submitted discourse for public record)

- 1) Feels as long as the City continues to show multi-million dollar surpluses then the taxpayer is entitled to some relief – City should consider an

immediate reduction in the Utility User's Tax from 6% to 3%- if after reducing the Utility Tax to 3% for a period of three years and the City continues to post yearly surpluses in the million of dollars then the Utility Tax should be eliminated entirely

Marcia Rodolf-Amino – 10363 Crestbrook Drive

- 1) Asked the City to stop the “feeding frenzy” of taxes – feels the residents need relief as they are not an endless reserve of funds
- 2) Feels the taxpayers need more control over City spending

Daryl C. Terrell – Address matter of record

- 1) Stated the Council should reduce the tax burden by reducing the Utility User's Tax since the General Fund balances have increased substantially over the past few years

Mayor Flickinger made a motion, seconded by Councilmember Stewart to continue Item #F3 to the regular Council Meeting of May 22, 2001 to review all proposals concerning temporary reduction of the Utility Users Tax discussed by the Council tonight. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING & INTRODUCTION - NONE

ORDINANCES - 2ND READING & ADOPTION

- G1. ORDINANCE NO. CSD 30, AN ORDINANCE OF THE MORENO VALLEY COMMUNITY SERVICES DISTRICT OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING ORDINANCE NO. CSD 29, REGARDING THE MORENO VALLEY EQUESTRIAN PARK AND NATURE CENTER (RECEIVED FIRST READING AND INTRODUCTION APRIL 24, 2001 ON A 4-0-1 VOTE – BATEY ABSENT)

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

Boardmember White made a motion, seconded by Boardmember Stewart to adopt Ordinance No. CSD 30. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

Ordinance No. CSD 30

An Ordinance of the Moreno Valley Community Services District of the City of Moreno Valley, California, Amending Ordinance No. CSD-29, regarding the Moreno Valley Equestrian Park and Nature Center

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

Councilmember White

- 1) Stated that he supports the U.S. Vets but feels there are questions that need to be answered so the Community does not suffer – feels as well as looking after the Veterans the Council has to look after the Community as they were elected to do that
- 2) Responded to comments made by Ms. Wallace regarding the Utility User's Tax being used for schools – pointed out that the State Legislature has already done that for us by taking the ERAF monies and giving it to the schools – when we have those funds back in our coffers we can possibly reduce some of the Utility Users' Taxes
- 3) Regarding the business tax and utility tax – they are considered “cost of doing business” and are tax deductible

Councilmember Stewart

- 1) Stated the Veterans facility is a lease for over fifty years that provides for the U.S. Vets organization to build additional buildings and the organization that has suddenly come into the picture is a “for profit” organization that was formed this past December which means property taxes will be paid on the property and the taxes will not be generated to the City of Moreno Valley but to the County of Riverside or the March Redevelopment area – questions raised by the Council such as fire, police and infrastructure have not been addressed – City wants to assure these issues are addressed by staff before the lease is signed

Councilmember West

- 1) Thanked Councilmembers White and Stewart for doing their job at the JPA and closely scrutinizing the Veterans project

Mayor Flickinger

- 1) Agreed with Councilmember West that Councilmembers White and Stewart have done a good job watching out for the interest of the Community with regard to the Veterans project
- 2) Stated she is impressed with the power of the press and their reporting ability
- 3) Stated she had received an anonymous letter from a citizen regarding the YEMP program and would like to respond– asked person who sent letter to please contact her, as she would like to speak with them
- 4) Announced the City is hosting the League of California Cities dinner next Monday at the Hap Arnold Club at March Air Reserve Base

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 10:50 p.m. by unanimous informal consent.

Submitted by:

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

Approved by:

Bonnie Flickinger, Mayor
President, Moreno Valley Community Services District
Chairman, Community Redevelopment Agency of the City of Moreno Valley

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