

**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.
SEPTEMBER 25, 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 7:16 p.m. by Mayor Flickinger in the Council Chambers located at 14177 Frederick Street.

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

INVOCATION - Pastor Paul M. Cunningham, Calvary Baptist Church of Moreno Valley

ROLL CALL

Council:

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

Staff:

Alice Reed	City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
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
Becky Manley	Senior Librarian
George Price	Parks and Recreation Director

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

Roosevelt Tate – 12080 Pigeon Pass Road, E140

- 1) Racism and death of Dante Meniefield

Kenneth F. Loomis – 25370 Ramblewood Court

- 1) Affordability of housing in Moreno Valley
- 2) Magnet for business opportunity

Jamie King – 26300 North Shore

- 1) Bidding on HUD homes by City – City outbid her offer

Joe H. Teague – 24342 Eucalyptus

- 1) Burglarized Business

Gale Madyan – 3900 Lime Street, Riverside, Project Director of the Cool Center at Moreno Valley Mall

- 1) Invitation to Grand Opening at the Cool Center at the Moreno Valley Mall on 9/27/01

Priscilla Banks – 13560 Searson Drive

- 1) Petition to repeal utility user's tax

Daryl C. Terrell – Address matter of record

- 1) U.S. Flag – symbol of freedom and democracy

Marcia Rodolf-Amino – 10363 Crest Brook Drive

- 1) Budget issues
- 2) Bonuses for employees

Meli Van Natta – 12099 Franklin Street

- 1) Bidding on HUD properties by the City

Rick De Jong – 13661 Plato Drive, Moreno Valley Museum Foundation

- 1) Update on Moreno Valley Museum

Ray Hosman – Address matter of record

- 1) Criticism of two Councilmembers
- 2) Budget issues

Pete Bleckert – Address matter of record

- 1) Criticism of Councilmembers
- 2) Radio system

George Albanese – Address matter of record

- 1) Council Rules of Procedures

Tom Jerele – 24895 Sunnymead Boulevard, #133

- 1) Importance of keeping the City clean

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; there being none, public comments were closed.

Mayor Pro Tem Batey made a motion seconded by Councilmember West, to continue Item A3, Forth Amendment to Police Contract, until after discussion by the Public Safety Subcommittee. Motion carried unanimously.

Mayor Pro Tem Batey made a motion, seconded by Councilmember West to approve the Consent Calendars in their entireties, with the exception of Item B2, pulled for separate discussion/action, and Item A3, continued until after discussion by Public Safety Subcommittee. Motion carried 5-0. 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 – AUGUST 31, 2001
Adopted Resolution No. 2001-56, approving the Warrant Reports, including wire transfers, dated **August 2001** in the total amount of **\$6,002,655.34.**

Resolution No. 2001-56

A Resolution of the City Council of the City of Moreno Valley, Approving the Warrant Reports, Dated August 31, 2001

A3. FOURTH AMENDMENT TO POLICE CONTRACT

Continued to the Council meeting after the discussion of the Public Safety Subcommittee.

A4. NOTICE OF AWARD FOR CONSTRUCTION CONTRACT MEDIAN NOSE MODIFICATIONS AT VARIOUS LOCATIONS, STORM DRAIN IMPROVEMENTS AT FREDERICK STREET AND ALESSANDRO BOULEVARD, AND INTERSECTION CROSS GUTTER IMPROVEMENTS AT PIGEON PASS ROAD AND IRONWOOD AVENUE, PROJECT NOS. 98-26765, 98-21767, 98-21768

Awarded the construction contract to H&H General Contractors, Inc., San Bernardino, California, the lowest responsible bidder; authorized the Mayor to execute a contract Agreement with H&H General Contractors, Inc.; authorized the issuance of a purchase order to H&H General Contractors, Inc., in the amount of \$784,834.60 (the amount of bid plus 10% contingency), when the contract has been signed by all parties (Account Nos. 426.76520, 125.66121, and 125.66621; awarded the construction inspection services contract to CALTROP Engineering Corporation, Upland, California; awarded the construction geotechnical services contract to LOR Geotechnical Group, Inc., Riverside, California; awarded the construction surveying services contract to Hillwig-Goodrow, LLC, Yucaipa, California; and approved the Budget Appropriation Adjustment transferring \$117,500 of unencumbered measure "A" funds in the Nason/Alessandro to Fir Street Improvements Project (Account No. 125.89730) to fund the project budget shortfall in the following accounts:

- i) \$30,000 in Account No. 125.66121 for the Frederick/Alessandro Intersection and Storm Drain Improvements;
- ii) \$60,000 in Account No. 125.66621 for the Intersection Cross Gutter Modifications at the intersection of Pigeon Pass Road/Ironwood Avenue; and
- iii) \$27,500 in Account No. 426.76520 for the Median Nose Modifications at various intersections throughout the City

A5. RESOLUTION ACCEPTING A PORTION OF KALMIA AVENUE FROM PETTIT STREET TO WEBER AVENUE AS PUBLIC RIGHT-OF-WAY

Approved and adopted Resolution No. 2001-57 accepting dedication of a portion of Kalmia Avenue from Pettit Street to Weber Avenue for public highway, utility and public service purposes, but not accepting as a part of the City-maintained road system; and directed the City Clerk to certify to the acceptance of said dedication and cause said certification to be recorded in the office of the Recorder of the County of Riverside together with said

Resolution.

Resolution No. 2001-57

A Resolution of the City Council of the City of Moreno Valley, California,
Accepting Dedication of an Easement over Certain property for Public Highway
Purposes

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

B1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.

C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

C1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title only.

**D. REPORT OF ACTION FROM CLOSED SESSION BY CITY ATTORNEY, IF ANY -
NONE**

E. PUBLIC HEARINGS

**RECESS;
RECONVENE**

E1. COUNCILMANIC REDISTRICTING

Conducted a public hearing to consider the proposed alternative redistricting plans of the Councilmanic districts in the City of Moreno Valley.

Mayor Flickinger opened the public testimony portion of the public hearing – Comments were received from Bernadette Burks and Tom Jerele Sr. Mayor Flickinger closed the public comments portion of public hearing.

No action required.

- **ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION**

- B2. NON-MOTORIZED TRAILS PROGRAM GRANT AND ADOPTING THE RESOLUTION FOR THE APPLICATION OF GRANT FUNDS FOR THE NON-MOTORIZED TRAILS PROGRAM

Boardmember White made a motion, seconded by Boardmember West to approve the application process by the Parks and Recreation Department for a \$100,000 grant for Non-Motorized Trails Program administered by the state of California Department of Parks and Recreation; and adopt Resolution No. CSD 2001-17 to approve the application for grant funds for the non-motorized trails program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000, for the improvements of public access to section “A” of the aqueduct trail. Motion carried 4-1, President Flickinger opposed. Roll call vote.

Resolution No. CSD 2001-17

Resolution of the City Council of the City of Moreno Valley, California, Acting in its Capacity as the Board of Directors of the Moreno Valley Community Services District Certifying the Approval of the Governing Board for the Application for Grant Funds for the Non-Motorized Trails Program under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000, for the Improvements of Public Access to Section “A” of the Aqueduct Trail

F. REPORTS

F1. LEGISLATIVE UPDATE (CONTINUED FROM SEPTEMBER 18, 2001)

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to receive and file the Legislative Status Report. Motion carried 5-0.

**RECESS;
RECONVENE**

AGENDA ORDER

F3. CHAMBER OF COMMERCE FUNDING

Mayor Flickinger opened the agenda item for public comments, which were received from George Albanese, Tom Jerele Sr., and Priscilla Banks.

Councilmember White made a motion, seconded by Mayor Pro Tem Batey to authorize the City Manager to execute agreements with the Chambers of Commerce located in the City to develop and maintain programs of services to benefit local businesses and the City. Motion carried 5-0. Roll call vote.

AGENDA ORDER

Councilmember Stewart made a motion, seconded by Mayor Pro Tem Batey to continue Item F2, Report on City Financial Management, and Item F4, City Council Recognition Policy, to the October 9, 2001, City Council meeting. Motion carried unanimously.

F2. REPORT ON CITY FINANCIAL MANAGEMENT
Continued to October 9, 2001, City Council meeting.

F4. CITY COUNCIL RECOGNITION POLICY REVISION
Continued to October 9, 2001, City Council meeting.

F5. CITY MANAGER'S REPORT (Oral presentation only)

None

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION - NONE

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS

- G1. RESOLUTION NO. 2001-55, REPEALING RESOLUTION NO. 99-53, AND ADOPTING AMENDED AND RESTATED RULES OF PROCEDURE FOR CITY COUNCIL MEETINGS AND RELATED FUNCTIONS AND ACTIVITIES (CONTINUED FROM SEPTEMBER 18, 2001)

Mayor Flickinger opened the agenda item for public comments, which were received from George Albanese, Bernadette Burks, Pete Bleckert, Ray Hosman, Priscilla Banks, and Tom Jerele.

Councilmember White made a motion, seconded by Councilmember West to adopt Resolution No. 2001-55, repealing Resolution No. 99-53, and adopting amended and restated rules of procedure for City Council meetings and related functions and activities and as amended – placing the “Report of Action from Closed Session by City Attorney” item before the Adjournment, changing numbering of Public Hearing item to “D”, and assigning letter “E” to Items Removed from Consent Calendars for Discussion or Separate Action. Motion carried 4-1, Mayor Flickinger opposed. Roll call vote.

Resolution No. 2001-55

A Resolution of the City Council of the City of Moreno Valley, California, Repealing Resolution No. 99-53, and Adopting Amended and Restated Rules of Procedure for Council Meetings and Related Functions and Activities

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) Responded to earlier public comments regarding purchase of a HUD home – asked that the City withdraw its bid for Larkhaven property and allow the young family (the second highest bidder) to bid on this house
- 2) Responded to Mr. Roosevelt Tate’s comments – stated that the City Council is not racist, it is very fair and represents all people. Said that he construed these comments as a threat to himself and his family

Councilmember White

- 1) Clarified that during the Closing Comments/Reports of the City Council, he has the right to speak on any subject he wishes and is not required to respond to public comments
- 2) Responded to public comments regarding the representation on the City Council from Latino community – this is not the Council’s responsibility; it is the responsibility of the community that votes
- 3) Responded to public comments regarding bringing jobs to the City – future Walgreens warehouse will create about 200-600 jobs. Emphasized that the City Council and Economic Development Department are working very hard to bring businesses to the City
- 4) Budget issues – invited residents to work together and to discuss availability of funds

Councilmember Stewart

- 1) Announced that the budget is available at the City Clerk’s office and at the library and asked citizens, especially those advocating elimination of the utility user’s tax, to read it
- 2) Budget issues – invited everyone to discuss availability of funds and spending priorities to improve the City and public safety
- 3) Changing the City Council’s meetings time. Stated that receiving public comments just before Council comments will allow the Council to address public’s concerns in a timely manner

- 4) Responded to Mr. Tate's comments – stated that his criticism of the Council is mistaken because the Councilmembers as public officials cannot comment on pending litigation matters and proper investigation needs to be conducted
- 5) Successful effort by the Police Department to corral racing vehicles late at night on Sundays in the east side of the City

Councilmember West

- 1) Agreed with Mayor Pro Tem Batey that the City should withdraw from bidding on a house on Larkhaven Avenue and thus allow the second highest bidder to purchase this property. Asked for a review of the program
- 2) Budget issues/utility user's tax – asked residents to familiarize themselves with the budget first before discussing elimination of this tax
- 3) Thanked Councilmembers for supporting the resolution regarding Kalmia Road improvements. Stated he and City staff had been working on this project together with residents
- 4) Asked for the community input to develop a comprehensive program to improve all private roads in the east end of the City

Mayor Flickinger

- 1) Congratulated Councilmember West on success of the Kalmia project
- 2) Announced that the discussion regarding the bid for purchase of Larkhaven property would be agendaized for October 9, 2001, City Council meeting and the entire revitalization program for October 23, 2001
- 3) Announced that Walgreens had chosen to build a new distribution center in Moreno Valley – this is probably the highest-ranking corporation that had ever chosen Moreno Valley
- 4) Announced that Papa John's Pizza representatives were not notified of the presentation of awards – presentation would be agendaized for the next Council meeting
- 5) Riverside Transit Agency Web site at www.rрта.com – several pictures of a bus painted by Moreno Valley High School arts students – tribute to people who lost their lives in New York and Washington and to heroes involved in rescue efforts
- 6) Announced new Council meeting schedules starting next week – Closed Session – October 2 at 6:00 p.m.; regular meeting - October 9 at 6:30 p.m., and special presentations at 6 p.m. Added that public comments on items not on the agenda would be heard prior to the Council Closing Comments at the end of the meeting
- 7) Announced upcoming Grand Opening for Cool Center at the Moreno Valley Mall – a place for people without air-conditioning to cool off

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 11:34 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

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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