

**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 – 6:30 P.M.
JANUARY 28, 2003**

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 6:35 p.m. by Mayor Batey in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Pastor Robert M. Mink, Discovery Christian Church

ROLL CALL

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

Staff:	Alice Reed	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
	William Di Yorio	Police Chief
	Ken Pimlott	Interim Fire Chief
	Trent Pulliam	Public Works Director/City Engineer
	Cynthia Pirtle	Director of Library Services
	George Price	Parks and Recreation Director

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

Councilmember White made a motion, seconded by Councilmember Stewart to approve the Consent Calendars in their entirety. 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 - NOVEMBER, 2002

Adopted Resolution No. 2003-05, approving the Warrant Report, dated November, 2002, in the total amount of \$4,228,989.70.

Resolution No. 2003-05

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated November 30, 2002

A3. WARRANT REPORT - DECEMBER, 2002

Adopted Resolution No. 2003-06, approving the Warrant Report, dated December, 2002 in the total amount of \$3,621,917.67.

Resolution No. 2003-06

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report dated December 31, 2002

A4. NOTICE OF COMPLETION AND ACCEPTANCE OF THE TRAFFIC SIGNAL AT PERRIS BLVD. AND NORTHERN DANCER DR., PROJECT NO. 01-42669020

Ratified Contract Change Order No. 1; accepted the work as complete for the traffic signal at Perris Boulevard and Northern Dancer Drive, constructed by Moore Electrical Contracting, Inc, 463 North Smith Avenue, Corona, California 92880; directed the City Clerk to record the Notice of Completion within ten (10) days, at the office of the County Recorder of Riverside County, as required by Section 3093 of the California Civil Code; authorized the Director of Finance to release the retention to Moore Electrical Contracting, Inc. thirty-five (35) calendar days after the date of recordation of the Notice of Completion, if no claims are filed against the project; and accepted the improvements into the City's maintained road system.

A5. APPROVAL OF COOPERATIVE AGREEMENT FOR LINE D-1 OF THE SUNNYMEAD MASTER DRAINAGE PLAN, BETWEEN THE RIVERSIDE

COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, CITY OF MORENO VALLEY, AND WINDSTORM V. CORPORATION (NORTHEAST CORNER OF KRAMERIA AVENUE AND INDIAN STREET – SUBDIVIDER – WINDSTORM V CORPORATION

Approved the cooperative agreement between the Riverside County Flood Control and Water Conservation District, City of Moreno Valley, and Windstorm V Corporation for Sunnymead Master Drainage Plan Line D-1; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the Riverside County Flood Control and Water Conservation District.

A6. INCREASE TO THE PURCHASE ORDER TO CBA, INC. FOR PREPARATION OF THE ENVIRONMENTAL IMPACT REPORT FOR THE GENERAL PLAN UPDATE

Authorized the Finance Director to increase the purchase order to CBA, Inc., for preparation of the Environmental Impact Report for the General Plan Update from \$185,300 to \$210,300. Funding for the contract is provided in Account No. 10-85420-7200.

A7. ACCEPTANCE OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2002

Accepted the Comprehensive Annual Financial Report for the Fiscal Year Ended June 30, 2002.

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. PUBLIC HEARINGS

D1. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT 29038 INTO COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) AND ZONE D (PARKWAY LANDSCAPE MAINTENANCE) – KRAMERIA AVENUE AND SADDLEBROOK LANE

President Batey opened the public testimony portion of the public hearing; there being none, public testimony was closed.

The Secretary tabulated the mail ballots and announced the results as follows:

CSD Zone B – “Yes”
CSD Zone D – “Yes”

Boardmember White made a motion, seconded by Boardmember Flickinger to verify and accept the results of the mail ballot proceeding, receive and file with the City Clerk’s office the accepted Official Tally Sheet and authorize and impose the CSD Zones B and D charges. Motion carried 5-0. Roll call vote.

D2. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT 30527 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) PROGRAM

President Batey opened the public testimony portion of the public hearing; there being none, public testimony was closed.

The Secretary tabulated the mail ballots and announced the results as follows:

Tentative Tract 30527 – “Yes”

Boardmember Stewart made a motion, seconded by Boardmember White to verify and accept the results of the mail ballot proceeding as identified on the Official Tally Sheet and Assessor Parcel Number (APN) listing; receive and file with the City Clerk’s Office the accepted Official Tally Sheet and APN listing; and authorize and impose the CSD Zone B charge. Motion carried 5-0. Roll call vote.

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

F. REPORTS

F1. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MAIL BALLOT PROCEEDING FOR COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) - TENTATIVE TRACT 26901 (AND ALL AFFECTED PHASES) NORTH OF TENNYSON ROAD BETWEEN GALLANT DRIVE AND CLARK STREET

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

Boardmember Stewart made a motion, seconded by Boardmember White to receive and file the item. Motion carried unanimously.

F2. RESOLUTION ADOPTING RECORDS RETENTION SCHEDULE AND

ORDINANCE ESTABLISHING RECORDS MANAGEMENT PROGRAM

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

Mayor Batey made a motion, seconded by Councilmember White to adopt Resolution No. 2003-07, adopting a records retention schedule for all City departments except for police and fire which will be considered at a later date, and authorizing destruction of certain City records, as amended, with the audio tapes of Council meetings to be retained for a minimum of six years. Digital recording system to be researched and presented to Council during budget process Motion carried 4-1, Councilmember Flickinger dissenting. Roll call vote.

Resolution No. 2003-07

A Resolution of the City Council of the City of Moreno Valley, California, Adopting a Records Retention Schedule and Authorizing Destruction of Certain City Records

Councilmember White made a motion, seconded by Mayor Batey to introduce Ordinance No. 618. Motion carried 5-0. Roll call vote.

Ordinance No. 618

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 2 of the Moreno Valley Municipal Code by Repealing Chapter 2.60 Regarding the Destruction of Records, and Reenacting Chapter 2.60, Establishing a Records Management Program

F3. COOPERATIVE AGREEMENT FOR COST SHARING OF STAFF AT COLLEGE PARK FIRE STATION #91 (CONTINUED FROM JANUARY 14, 2003)

Mayor Batey opened the agenda item for public comments, which were received by Pete Bleckert.

Councilmember Stewart made a motion, seconded by Councilmember White to approve a cooperative agreement for cost sharing of three Fire Captains among the City of Moreno Valley, City of Perris and Riverside County. Motion carried 5-0. Roll call vote.

**RECESS;
RECONVENE**

F4(a). RESOURCE INCREASES TO ADJUST TO SUSTAINED INCREASED SERVICE

DEMAND IN DEVELOPMENT SERVICES: COMMUNITY & ECONOMIC DEVELOPMENT, BUILDING & SAFETY, CODE COMPLIANCE, AND PLANNING DIVISIONS (CONTINUED FROM JANUARY 14, 2003)

Mayor Batey opened the agenda item for public comments, which were received by Ray Hosman.

Councilmember White made a motion, seconded by Mayor Pro Tem West that the City Council appropriate funds in the FY 2002-03 budget for the requested additional resources based upon an increase in Development Services Activities: 1) Planning Division: 1 Associate Planner; 1 Planning Technician, 2) Building & Safety Division: 1 Building Inspector II; 1 Permit Technician, 3) Code Compliance Division: Reclassification of Business License Officer; 1 additional workstation and sustained increased service demand in development services: Land Development Division, Public Works Division to include: approve the addition of positions in the Land Development Division of one (1) Senior Civil Engineer, one (1) Assistant Engineer, one (1) Construction Inspector I and one (1) Office Assistant II, and appropriate \$112,385 for Public Works Land Development personnel services for the remainder of fiscal year 2002/03 to Public Works Land Development Administration in Program 523 and Program 527 and to approve resource increases to adjust to sustained increased service demand in Development Services. Motion carried 4-1, Mayor Batey dissenting. Roll call vote.

F5. RESOLUTION NO. CSD 2003-01, ARTERIAL MEDIAN MAINTENANCE POLICY AND RESOLUTION NO. CSD 2003-02, ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE)

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

Boardmember Stewart made a motion, seconded by Boardmember White to approve and adopt Resolution No. CSD 2003-01, the Arterial Median Maintenance Policy (the "Policy"). Motion carried 5-0. Roll call vote.

Resolution No. CSD 2003-01

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, Expressing the Intent of the Board to Hold a Hearing on the Proposal to Establish Zone M within the District for the Purpose of Furnishing Commercial/Industrial Median Maintenance

Boardmember Stewart made a motion, seconded by Boardmember Flickinger to approve and adopt Resolution No. CSD 2003-02, for the purpose of expressing the intent of the CSD Board of Directors to hold a public hearing to establish CSD Zone M (Commercial/Industrial Improved Median Maintenance). Motion carried 5-0. Roll call vote.

Resolution No. CSD 2003-02

A Resolution of the Moreno Valley Community Services District of the City of Moreno Valley, California, to Approve and Adopt the Arterial Median Maintenance Policy to Provide Funding Guidelines for Aesthetically Improved Arterial Roadway Medians

F6. LEGISLATIVE UPDATE

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

Councilmember Stewart made a motion, seconded by Councilmember White that the City Council receive and file the Legislative Status Report. Motion carried unanimously.

F7. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

G1. ADOPTION OF ORDINANCE NO. 617, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REPEALING AND REENACTING CHAPTER 14.20 OF TITLE 14 OF THE CITY OF MORENO VALLEY, RELATING TO NEWSRACKS (RECEIVED FIRST READING AND INTRODUCTION JANUARY 14, 2003 WITH A 5-0 VOTE)

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

Councilmember Stewart made a motion, seconded by Councilmember White to adopt Ordinance No. 617. Motion carried 5-0. Roll call vote.

Ordinance No. 617

An Ordinance of the City Council of the City of Moreno Valley, California, Repealing and Reenacting Chapter 14.20 of Title 14 of the City of Moreno Valley, Relating to Newsracks

ORDINANCES - URGENCY ORDINANCES – NONE
RESOLUTIONS – NONE

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

Daryl C. Terrell – Address matter of record

- 1) Charter city concept

Priscilla Banks – 13560 Searson Dr.

- 1) Additional police officers
- 2) Library and Sports and Community Center
- 3) Utility User's Tax

Joe Teague – 24342 Eucalyptus Ave.

- 1) Vandalism at his rental property
- 2) Response of police department
- 3) City's own police department

Ray Hosman – Address matter of record

- 1) Utility Users Tax
- 2) Governor's proposed budget

Pete Bleckert – Address matter of record

- 1) Funding source for library
- 2) Sports and Community Center
- 3) Transportation Uniform Mitigation Fees

CLOSING COMMENTS AND/OR REPORTS OF THE CITY COUNCIL, COMMUNITY SERVICES DISTRICT, OR COMMUNITY REDEVELOPMENT AGENCY

Councilmember White

- 1) Attended Citizen of the Year dinner – stated he feels Dick & Louise Heil were a great choice for the honor
- 2) Feels the opponents of the Utility Users Tax should be truthful when they take their information to the public

Councilmember Stewart

- 1) Supports adding more police officers
- 2) Stated the City isn't "stuffing money" – welcomes those making these accusations to bring it to court
- 3) Spoke in support of Dick & Louise Heil being named "Citizens of the Year"

Councilmember Flickinger

- 1) Announced the following economic development news: Lowe's opening this week; Aurora Modular opening next week; and the following week Porvene Doors will be opening
- 2) Skate Park groundbreaking will be on February 3rd

Mayor Pro Tem West

- 1) He also attended Citizen of the Year dinner – congratulated the Heils
- 2) Represented the City at the multi-cultural event honoring Dr. Martin Luther King

Mayor Batey

- 1) Would like to formally adopt the City flag – Councilmember Flickinger concurred
- 2) Asked staff to research using the Utility Users Tax for public safety
- 3) Would also like to research the pros and cons of being a charter city rather than a general law city and would like to bring it forward to a future study session (Councilmember Flickinger and Councilmember Stewart concurred)

CLOSED SESSION

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

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 10:10 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:

William H. Batey, II, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
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