

**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
BOARD OF LIBRARY TRUSTEES**

**REGULAR MEETING – 6:30 P.M.
APRIL 27, 2004**

CALL TO ORDER - The Joint Meeting of the City Council of the City of Moreno Valley, Moreno Valley Community Services District, the Community Redevelopment Agency of the City of Moreno Valley and the Board of Library Trustees was called to order at 6:43 p.m. by Mayor West in the Council Chamber located at 14177 Frederick Street.

PLEDGE OF ALLEGIANCE - The Pledge of Allegiance was led by Councilmember White

INVOCATION - Pastor Derek Harris, Power in Praise Ministries

ROLL CALL

Council:

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

Absent: William H. Batey, II Councilmember

Staff:

Alice Reed	City Clerk
Margie Ayars	Assistant 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
Stan Lake	Fire Chief
Trent Pulliam	Public Works Director/City Engineer
Cynthia Pirtle	Director of Library Services
George Price	Parks and Recreation Director

Denese Wilson
Betsy Adams

Human Resources Director
Administrative Services Director

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

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

Council Member White made a motion, seconded by Council Member Stewart to approve the Consent Calendars in their entirety, except for Item C4 which was pulled for separate discussion/action and with the correction to Items A3, B2, C2 and D2 (Council Minutes of 4/13/04). Motion carried 4-0-1, Council Member Batey absent. 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
Adopted Resolution No. 2004-29, approving the Warrant Report, dated March 31, 2004 in the total amount of \$11,726,162.50.
- Resolution No. 2004-29
- A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated March 31, 2004
- A3. MINUTES – REGULAR MEETING OF APRIL 13, 2004
Approved as corrected.
- A4. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE POSTAL AVENUE AND BACK WAY SIDEWALK IMPROVEMENTS, PROJECT NO. 03-14668423
Awarded the construction contract for the Postal Avenue and Back Way Sidewalk Improvements, Project No. 03-14668423, to Sol Construction, Inc., 19497 Hebron Court, Riverside, California 92508, the lowest responsible bidder; authorize the Mayor to execute a contract with Sol Construction, Inc.; and authorize the issuance of a Purchase Order for Sol Construction, Inc., in the amount of \$145,817.00 (the bid amount plus

15% contingency) when the contract has been signed by all parties (Account No. 146.68423).

- A5. ADOPT RESOLUTION NO. 2004-30, DESIGNATING CITY CONSULTANTS, HDL COMPANIES AND MBIA MUNISERVICES AS AUTHORIZED CITY REPRESENTATIVES TO EXAMINE SALES AND USE TAX RECORDS
Adopted Resolution No. 2004-30, authorizing city consultants, Hdl Companies and MBIA MuniServices, as the authorized city representatives to examine sales and use tax records.

Resolution No. 2004-30

A Resolution of the City Council of the City of Moreno Valley, Designating City Consultants as Authorized City Representatives to Examine Sales and Use Tax Records

- A6. REQUEST ADOPTION OF PLANS AND SPECIFICATIONS AND AUTHORIZATION TO ADVERTISE FOR CONSTRUCTION BIDS FOR THE FISCAL YEAR 2003-2004 ANNUAL SLURRY SEAL PROGRAM – PROJECT NO. 03-12584830
Adopted the plans and specifications for the Fiscal Year 2003-2004 Annual Slurry Seal Program on file in the office of the City Engineer and authorize the City Clerk to advertise the project for construction bids.

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. MINUTES – REGULAR MEETING OF APRIL 13, 2004
Approved as corrected.

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 APRIL 13, 2004
Approved as corrected.
- C3. CONSUMER LOAN PROGRAM REVISIONS

Approved an increase of the maximum sales price allowable for the Homebuyer Assistance Program (HAP) Loan from \$175,000 to 95% of the maximum allowable FHA single-family mortgage limit (currently \$244,150) making the Moreno Valley maximum sales price \$231,000; approved an increase in the maximum Homebuyer Assistance Program (HAP) Loan from \$20,000 (within Focused Neighborhood) and \$10,000 (outside the Focused Neighborhoods) to 20% of the sales price throughout the City; and approved an increase in the Homeowners Improvement Loan Program (HILP) from \$15,000 to \$40,000 and increase the allowable Loan to Value percentage from 90% to 100%.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

- D1. ORDINANCES - FIRST READING BY TITLE ONLY
Waived reading of all Ordinance Introductions and read by title on
- D2. MINUTES – REGULAR MEETING OF APRIL 13, 2004
Approved as corrected.

E. PUBLIC HEARINGS

- E1. PUBLIC HEARING REGARDING MAIL BALLOT PROCEEDINGS FOR TRACTS 19529 (SOUTH OF EUCALYPTUS AVENUE AND WEST OF GRAHAM STREET) AND 20072 (NORTH OF IRONWOOD AVENUE AND WEST OF MATHEWS ROAD) – COMMUNITY SERVICES DISTRICT ZONE D (PARKWAY LANDSCAPE MAINTENANCE) PROGRAM

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

Vice-President Stewart made a motion, seconded by Board Member White directing the Secretary to tabulate the ballots. Motion carried 4-0-1, Board Member Batey absent. Roll call vote.

The Secretary announced the results as follows:

Tract 19529 – “Yes”
Tract 20072 – “Yes”

Vice President Stewart made motion, seconded by Board Member 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 proposed Zone D annual charges. Motion carried 4-0-1, Board Member Batey absent. Roll call vote.

F. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION

C4. SUNNYMEAD BOULEVARD IMPROVEMENTS: INTERVIEW PANEL FOR DESIGN CONSULTANT

Council Member Flickinger made a motion, seconded by Mayor Pro Tem Stewart to appoint Council Member Batey and Council Member White to sit on the interview panel. Motion carried unanimously, Council Member Batey absent.

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

Mayor Pro Tem Stewart gave an update on the activities of the March Joint Powers Authority

G2. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND THE ENERGY COALITION

Kevin Gaines, of the Energy Coalition gave a brief presentation.

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

Council Member White made a motion, seconded by Mayor West to adopt Resolution No. 2004-31 authorizing the City to enter into a Memorandum of Understanding with the Energy Coalition, a California Non-Profit Corporation; approve the Memorandum of Understanding with the Energy Coalition to enter into the Community Energy Partnership project; and authorize the City Manager to execute the Memorandum of Understanding on behalf of the City. Motion carried 4-0-1, Council Member Batey absent.

A Resolution of the City Council of the City of Moreno Valley Authorizing the City to Enter into a Memorandum of Understanding with the Energy Coalition, A California

G3. ORDINANCE REGULATING SALES AND SPECIAL EVENTS IN PARKING LOTS

Mayor West opened the agenda item for public comments. Public comments were received from Charles Hale (representing March Community Credit Union); Kathleen Backlund (representing March Community Credit Union); Bob Chiordi (representing Don's Auto Centers); Ernie Azhocar (representing Don's Auto Centers); Jimmy Sabatino (representing Don's Auto Centers); and Don Allard (representing the Moreno Valley Dealers Association).

Mayor Pro Tem Stewart made a motion, seconded by Council Member White to continue the item to May 11, 2004. Motion carried 4-0-1, Council Member Batey absent. Roll call vote.

Ordinance No. 664

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Sections 9.02.150 and 9.08.120 with Respect to Outdoor Sales of Merchandise and Adding Section 9.02.155 to the City of Moreno Valley Municipal Code Regulating Sales and Similar Events in Parking Lots

G4. LEGISLATIVE UPDATE

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

City Council agreed to receive and file the update.

G5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

H. **LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION – NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ORDINANCE NO. RDA 06, AN ORDINANCE OF THE COMMUNITY REDEVELOPMENT AGENCY OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING THE REDEVELOPMENT PLAN FOR THE MORENO VALLEY REDEVELOPMENT PROJECT PURSUANT TO HEALTH AND SAFETY CODE SECTION 33333.2 (C). (RECEIVED FIRST READING AND INTRODUCTION APRIL 13, 2004 ON A 4-1 VOTE, COUNCIL MEMBER WHITE OPPOSING)

Chairman West opened the agenda item for public comments; there being none, public comments were closed.

Agency Member White made a motion, seconded by Vice Chairman Stewart to adopt Ordinance No. RDA 06. Motion carried 4-0-1, Agency Member Batey absent. Roll call vote.

Ordinance No. RDA 06

An Ordinance of the Community Redevelopment Agency of the City of Moreno Valley, California, Amending the Redevelopment Plan for the Moreno Valley Redevelopment Project Pursuant to Health and Safety Code Section 33333.2 (c)

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 Terrell - Address matter of record

- 1) Revitalization of vacant buildings in shopping centers throughout the City

Pete Bleckert – Address matter of record

- 1) Moreno Valley Electric Utility
- 2) Redevelopment Agency
- 3) Moreno Valley Mall and Riverside Raceway
- 4) Moreno Valley School District

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

Mayor Pro Tem Stewart

- 1) Attended the March Air Show and it was a fantastic event – the C-17 airplane was very impressive and the Thunderbirds put on a great show
- 2) Has received two inquiries this week regarding two large vacant buildings in town – one will possibly be turned into office space
- 3) Stated the school fees will be paid by the developer at Towngate

Council Member Flickinger

- 1) Stated that this Council was not in office when the Redevelopment Agency was formed and the Moreno Valley Mall was approved
- 2) Announced the “Cash Back for Schools” program is still going on at the Moreno Valley Mall
- 3) The area code in Riverside County will be changing to 951 on July 17, 2004 – the information is available on the Public Utilities Commission website at www.cpuc.ca.gov - July to October you can use 909 or 951 and after October it will be 951

Council Member White

- 1) Glad to be back from his trip to North Carolina
- 2) There will be a “clean up day” on Saturday morning from 8 –11:30 AM on Sunnymead Boulevard – this is being headed up by the Project Area Committee

Mayor West – No comments

Council Member Batey - Absent

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 8:45 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
Secretary, Board of Library Trustees

Approved by:

Frank West, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley
Chairperson, Board of Library Trustees

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