

**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.
MAY 25, 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 6:30 p.m. by Mayor West in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Pastor Paul Cunningham, Calvary Baptist Church

ROLL CALL

Council:

Frank West	Mayor
William H. Batey, II	Councilmember
Bonnie Flickinger	Councilmember
Charles R. White	Councilmember

Absent: Richard A. Stewart Mayor Pro Tem

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
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

Human Resources Director

Betsy Adams

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 Batey made a motion, seconded by Council Member Flickinger to approve the Consent Calendars in their entireties. Motion carried 4-0-1, Council Member White abstaining on item A2. and Mayor Pro Tem Stewart 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. MINUTES – SPECIAL MEETING OF APRIL 20, 2004
Approved as submitted.
- A3. MINUTES – REGULAR MEETING OF MAY 11, 2004
Approved as submitted.
- A4. AUTHORIZATION TO CONDUCT A FULL STREET CLOSURE OF OLIVER STREET, BETWEEN IRIS AVENUE AND JOHN F. KENNEDY DRIVE, FROM JUNE 18, 2004 TO JULY 6, 2004 - SUBDIVIDER - GREYSTONE HOMES
Authorized the following full street closure in conjunction with the construction of Tract 29732: Oliver Street, between Iris Avenue and John F. Kennedy Drive, from June 18, 2004 to July 6, 2004.
- A5. FINAL MAP 28568 – ACCEPT LANDSCAPE & IRRIGATION IMPROVEMENTS INTO THE MORENO VALLEY COMMUNITY SERVICES DISTRICT LANDSCAPE MAINTENANCE ZONE E-4 AND REDUCE FAITHFUL PERFORMANCE BOND FOR LANDSCAPE & IRRIGATION IMPROVEMENTS - NORTH SIDE OF JOHN F. KENNEDY DRIVE, EAST OF

MORENO BEACH DRIVE - SUBDIVIDER - RYLAND HOMES OF CALIFORNIA, INC.

Accepted landscape & irrigation improvements for Final Map 28568 into the Moreno Valley Community Services District Landscape Maintenance Zone E-4; approved a 90% reduction to the Landscape & Irrigation Faithful Performance Bond; and instructed the City Engineer to prepare a 90% reduction letter reducing the Landscape & Irrigation Faithful Performance Bond.

- A6. APPROVAL OF GRANT APPLICATION SUBMITTAL FOR THE BICYCLE AND PEDESTRIAN FACILITIES PROGRAM, SENATE BILL 821 (SB 821)
Approved the submittal of the grant application for the Bicycle and Pedestrian Facilities Program.
- A7. LEAGUE OF CALIFORNIA CITIES AND CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) JOINT POLICY RESOLUTION Adopted Resolution No. 2004-34 supporting a joint League/CSAC Policy Statement to decrease impacts on public health and safety resulting from wildland urban interface fires.

Resolution No. 2004-34

A Resolution of the City Council of the City of Moreno Valley, Supporting a Joint League/CSAC Policy Statement to Decrease Impacts on Public Health and Safety Resulting from Wildland Urban Interface Fires

- A8. APPROVAL OF FINAL MAP 27523-2 – SINGLE FAMILY RESIDENTIAL PROJECT, AND ACCEPT BONDS & AGREEMENT FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS SOUTH SIDE OF BRODIAEA AVENUE BETWEEN MORENO BEACH DRIVE AND WILMOT STREET – SUBDIVIDER - MORENO VALLEY CACTUS RANCH, LLC
Approved Final Map 27523-2, authorized the City Clerk to sign the map and transmit said map to the County Recorder's Office for recordation; accepted the bonds and Agreement for Public Improvements; authorized the Mayor to execute the agreement; and directed the City Clerk to forward the signed agreement to the County Recorder's Office for recordation.
- A9. APPROVAL OF QUARTERLY INVESTMENT REPORT – QUARTER ENDED MARCH 31, 2004
Approved and accepted the quarterly investment report, in compliance with California Government Code Section 53646.

- A10. PARCEL MAP 20995 – EXONERATE TRAFFIC SIGNAL MITIGATION PAYMENT BOND AND APPROVE A PARTIAL REDUCTION OF THE PUBLIC IMPROVEMENT FAITHFUL PERFORMANCE AND MATERIAL & LABOR BONDS, SOUTHEAST CORNER OF ALESSANDRO BOULEVARD AND ELSWORTH STREET, SUBDIVIDER – NEWHOPE PROPERTIES III, CGP
Approved an exoneration of the Traffic Signal Mitigation Payment Bond for Parcel Map 20995; approved a \$131,000 reduction to the Faithful Performance and Material & Labor Bonds for Parcel Map 20995; and authorized the City Engineer to exonerate the Traffic Signal Mitigation Payment Bond and reduce the Faithful Performance and Material & Labor Bonds by \$131,000 for Parcel Map 20995.
- A11. Agreement to Accept Letter of Credit to Guarantee Completion of the Multi-Use Trail Improvements Within Tract 30232 (No staff report provided)
Accepted the Letter of Credit from Ryland Homes for Granada Tract 30232 for the completion of the equestrian trail associated with this project.

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 MAY 11, 2004
Approved as submitted.
- B3. ACCEPTANCE OF ONE-TIME GRANT FUNDING - CHILD CARE GRANT
Authorized the acceptance of one-time grant funding in the amount of \$3,482 from the California Department of Education, Child Development Division. The purpose of these grant monies is to improve the quality and availability of child care and to allow the contractor flexibility in the expenditure of the funds for one-time only items that primarily benefit the school age child care services program and adopted Resolution No. CSD 2004-04 certifying the approval of the governing board to enter into this transaction with the California Department of Education and authorized the designated personnel, as shown on the resolution, to sign contract documents for FY 2003/2004 and FY 2004/2005

Resolution No. CSD 2004-04

A Resolution of the Moreno Valley Community Services District of the City of

Moreno Valley, California, Acting in its Capacity as the Board of Directors of the Moreno Valley Community Services District Board to Enter into a Transaction with the California Department of Education for the Purpose of One-Time Expenditures that Primarily Benefit the School-Age Child Care Services Program and to Authorize Designated Personnel to Sign Contract Documents for FY 2003/2004 and 2004/2005

B4. FORMALLY NAME THE PARK LOCATED AT 14875 CALIENTE DRIVE
"CELEBRATION PARK"

Adopted the name as recommended and submitted by the Parks and Recreation Advisory Committee for the park located at 14875 Caliente Drive as "Celebration Park".

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 MAY 11, 2004

Approved as submitted.

D. CONSENT CALENDAR - BOARD OF LIBRARY TRUSTEES

D1. ORDINANCES - FIRST READING BY TITLE ONLY

Waived reading of all Ordinance Introductions and read by title only

D2. MINUTES – REGULAR MEETING OF MAY 11, 2004

Approved as submitted.

E. PUBLIC HEARINGS

E1. PUBLIC COMMENTS ON THE FY 04/05 PROPOSED BUDGET AND
CONTINUED BUDGET REVIEW

Mayor West opened the public testimony portion of the public hearing. Public testimony was received from Daryl Terrell; Pete Bleckert; Arthur Murray; Marcia Amino; and Priscilla Banks.

F. ITEMS REMOVED FROM CONSENT CALENDARS FOR DISCUSSION OR SEPARATE ACTION - NONE
G. REPORTS

- G1. CERTIFICATION OF INITIATIVE MEASURE REGULATING MANAGEMENT OF THE CITY'S MUNICIPAL ELECTRIC UTILITY INCLUDING PROHIBITING USE OF CITY GENERAL FUNDS FOR ITS SUPPORT; MANDATING LEVELS OF FINANCIAL RESERVES; PROHIBITING USE OF ELECTRIC UTILITY RESERVES FOR ANY PURPOSE OTHER THAN THE ELECTRIC UTILITY; ESTABLISHING LOAD RESOURCE REQUIREMENTS; ESTABLISHING LIMITS ON ELECTRIC RATES; REQUIRING UNIFORM ELECTRIC RATES FOR ALL CUSTOMERS IN A RATE GROUP; AND REQUIRING UTILITY WORK BE DONE BY QUALIFIED EMPLOYEES PAID AT PREVAILING WAGE

Mayor West opened the agenda item for public comments. Public comments were received from Pete Bleckert; Robert Burks; and Daryl Terrell.

Council Member Batey made a motion, seconded by Council Member White to approve Alternative "C" - C. Order a report on the effect of any or all of the following, said report to be submitted to the City Council within 30 days, after which time the City Council shall either adopt the ordinance or order the ordinance to be submitted to the voters at the November 2, 2004 election: 1. Its fiscal impact; 2. Its effect on the internal consistency of the City's general and specific plans, including the housing element, the consistency between planning and zoning, and the limitations on city actions under §65008 of the Government Code and Chapters 4.2 (commencing with §65913) and 4.3 (commencing with §65915) of Division 1 of Title 7 of the Government Code; 3. Its effect on the use of land, the impact on the availability and location of housing, and the ability of the City to meet its regional housing needs; 4. Its impact on funding for infrastructure of all types, including, but not limited to, transportation, schools, parks, and open space. The report may also discuss whether the measure would be likely to result in increased infrastructure costs or savings, including the costs of infrastructure maintenance, to current residents and businesses; 5. Its impact on the community's ability to attract and retain business and employment; 6. Its impact on the uses of vacant parcels of land; 7. Its impact on agricultural lands, open spaces, traffic congestion, existing business districts, and developed areas designated for revitalization; and 8. Further analysis on whether the measure would prohibit the utility from repaying the loan made from the General Fund. Motion carried 4-0-1, Mayor Pro Tem Stewart absent. Roll call vote.

G2. REPORT TO CONSIDER PUBLIC COMMENTS REGARDING MORENO VALLEY COMMUNITY SERVICES DISTRICT PROPOSED 2004/2005 ANNUAL CHARGES

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

Board Member White made a motion, seconded by Board Member Batey to receive and file. Motion carried 4-0-1, Vice-President Stewart absent. Roll call vote.

G3. DISCUSSION AND RECOMMENDATIONS REGARDING THE CENTERPOINTE AREA ALONG ALESSANDRO BOULEVARD (approximately between Elsworth Street and Heacock Street)

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

Council Member White made a motion, seconded by Council Member Batey to approve "Alternative A" as well as second sentence of "Alternative B". Motion carried 4-0-1, Mayor Pro Tem Stewart absent. Roll call vote.

G4. DEVELOPMENT SERVICES BUDGET ADJUSTMENT AND AUTHORIZATION TO HIRE PRINCIPAL PLANNER

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

Council Member White made a motion, seconded by Council Member Batey to approve the addition of the Principal Planner to the City's position control roster; appropriate \$10,000, the cost of the position and related facility and support services for the remainder of FY 2003-2004 with the understanding that the position and full year appropriations will be included in the FY 2004-05 budget; authorize the City Manager to execute the City's standard Executive Management Agreement between the City and the individual selected to fill the position; and approve the Project Management Agreement, **as amended**, with Highland Fairview Communities LLC to provide funding for the new position. Motion carried 4-0-1, Mayor Pro Tem Stewart absent Roll call vote.

G5. LEGISLATIVE UPDATE

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 Pro Tem West to continue the item to the Council meeting of June 8, 2004. Motion carried unanimously, Mayor Pro Tem Stewart absent.

- G6. CITY MANAGER'S REPORT – None given
- G7. REPORT ON RIVERSIDE COUNTY HABITAT CONSERVATION AGENCY ACTIVITIES BY COUNCIL MEMBER BATEY

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- H1. ADOPT ORDINANCE NO. 665, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, REPEALING ORDINANCE 498 AND ENACTING A NEW CHAPTER 8.10 TO THE MORENO VALLEY MUNICIPAL CODE, REGARDING STORM WATER AND URBAN RUNOFF POLLUTION PREVENTION CONTROL (RECEIVED FIRST READING AND INTRODUCTION MAY 11, 2004 ON A 5-0 VOTE)

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

Council Member White made a motion, seconded by Council Member Flickinger to adopt Ordinance No. 665. Motion carried 4-0-1, Mayor Pro Tem Stewart absent. Roll call vote.

Ordinance No. 665

An Ordinance of the City Council of the City of Moreno Valley, California Repealing Ordinance 498 and Enacting a New Chapter 8.10 to the Moreno Valley Municipal Code, Regarding Storm Water and Urban Runoff Pollution Prevention Control

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) Rebirth of Moreno Valley Mall
- 2) Mall police services

Pete Bleckert – Address matter of record

- 1) Southern California Edison Company
- 2) Sempra Energy

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

Council Member White

- 1) Referenced article in the Los Angeles Times dated May 24, 2004, “Edison Scam Was Broader Than Disclosed” written by staff writer Elizabeth Douglass and article in the Sacramento Bee dated May 16, 2004, entitled “Big Three Utilities Seek to Quash Cities’ Power Play” was written by Chris Bowman – both articles are available on-line or he can provide the public with copies
- 2) Attended the “Student of the Year” awards at Val Verde High School along with Council Member Flickinger and Mayor West – excellent presentation by the students – named students that were honored from Moreno Valley
- 3) Stated the DUI checkpoint held last Friday was very effective – 3,979 vehicles passed through the checkpoint -241 vehicles were issued citations and 149 vehicles were impounded – thanked Chief Di Yorio for the good work
- 4) Stated there were no Moreno Valley residents listed on the financial statements for Initiative measure

Council Member Batey

- 1) Stated “Community of Promise” is changing its meeting location to the Youth Opportunity Center – meetings will be held Mondays at 4:00 P.M.
- 2) Thanked CEDD Director Linda Guillis for the excellent “Retail Attraction Brochure” produced by her department – very impressive

Council Member Flickinger

- 1) Stated the new brochure prepared by CEDD is concise, professional, inexpensive but packed with valuable information – retail sales in the City in 2003 were over one billion dollars and the average family household income is \$59,810 – image of City changing rapidly and these facts support that
- 2) Announced BJ's Restaurant and Brewhouse is coming to Moreno Valley and will be located in the Towngate Plaza Shopping Center
- 3) Commented on the public relations campaign put on by Southern California Edison being aired on all the televisions stations – article in The Los Angeles Times states “The Edison Scam being broader than disclosed” and the introductory sentence to that article is “A scheme that helped Southern California Edison hide poor service and win \$28 million in bonuses by rigging customer surveys was carried out by far more employees and stretched higher into the management ranks than the utility has publicly disclosed
- 4) Article in The Sacramento Bee made it very clear that the San Diego Gas & Electric Company's attack on San Marcos' Utility was almost identical to the one SCE was trying to do to Moreno Valley

Mayor West

- 1) Commented on the headline in the County page of today's newspaper “Crime down in Moreno Valley” – stated violent crime down and vehicle theft – great news – Police Department doing a great job
- 2) Lake Perris traffic problems will be addressed by the City Transportation Department - strict enforcement will be enacted
- 3) Attended the Moreno Valley Hispanos Unidos Celebration on Saturday – named Moreno Valley women who received awards at the celebration

CLOSED SESSION - NONE

ADJOURNMENT

There being no further business to conduct, the meeting was adjourned at 8:52 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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