

**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.
MARCH 11, 2008**

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 Batey in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Pastor Jim Preston, Lighthouse Baptist Church

ROLL CALL

Council:

William H. Batey II	Mayor
Bonnie Flickinger	Council Member (arrived at 6:38 p.m.)
Richard A. Stewart	Council Member
Charles R. White	Council Member

Absent:

Frank West	Mayor Pro Tem
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Staff:

Jane Halstead	City Clerk
Margie Ayars	Assistant City Clerk
Steve Chapman	Finance Director/City Treasurer
Robert Herrick	City Attorney
Robert Gutierrez	City Manager
Betsy Adams	Assistant City Manager
Rick Hartmann	Deputy City Manager
Rick Hall	Police Chief
John Clark	Fire Chief
Chris Vogt	Public Works Director/City Engineer
Kyle Kollar	Community Development Director
Barry Foster	Economic Development Director

Angela Rushen
Steve Elam
Cynthia Pirtle
Mike McCarty
Prem Kumar

Assistant to the City Manager
Administrative Services Director
Director of Library Services
Parks & Community Services Director
Assistant City Engineer

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

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 - REGULAR MEETING OF FEBRUARY 26, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

- A3. PURCHASE OF A REPLACEMENT THERMAL IMAGING CAMERA (Report of: Fire Department)

Recommendation: Approve a transfer of \$8,614.61 from the Equipment Replacement Reserve Fund to the Fire Services Operations Fund 133.65110.6641.648 for the purchase of a replacement Thermal Imaging Camera.

- A4. WARRANT REPORT - JANUARY 31, 2008 (Report of: Finance Department)

Recommendation: Adopt Resolution No. 2008-24, approving the Warrant Report, dated January 2008, in the total amount of \$24,697,166.22.

Resolution No. 2008-24

A Resolution of the City Council of the City of Moreno Valley, California, Approving the Warrant Report Dated January 31, 2008

- A5. ACCEPT AND APPROVE THE FIRST AMENDMENT TO THE AGREEMENT FOR THE REIMBURSEMENT OF TRANSPORTATION MITIGATION FEE FUNDS BETWEEN RIVERSIDE COUNTY TRANSPORTATION COMMISSION AND THE CITY OF MORENO VALLEY FOR PERRIS BOULEVARD WIDENING FROM RAMONA EXPRESSWAY TO CACTUS AVENUE PROJECT NO. 11-41570125 (Report of: Public Works Department)

Recommendation:

1. Accept and approve the First Amendment to the Agreement for the reimbursement of Transportation Uniform Mitigation Fee (TUMF) funds between Riverside County Transportation Commission (RCTC) and the City of Moreno Valley to change the project limits and to reduce the funding amount for Perris Boulevard widening from Ramona Expressway to Cactus Avenue; and
2. Authorize the Mayor to execute the First Amendment to the Agreement for the reimbursement of TUMF funds between RCTC and the City of Moreno Valley.

- A6. 2008 LEGISLATIVE UPDATE (Report of: Assistant City Manager)

Recommendation: Receive and file the informational report.

- A7. FY 2007-08 MID-YEAR BUDGET ADJUSTMENTS (Report of: Finance Department)

Recommendation: Approve the City Manager's list of recommended FY 2007-08 mid-year budget adjustments.

- A8. CONSIDERATION OF A RESOLUTION FOR THE ABATEMENT OF PUBLIC NUISANCES (CONTINUED FROM FEBRUARY 12, 2008) (Report of: Community Development Department)

Recommendation: Pursue discussion on the abatement of a public nuisance involving Assessor's Parcel Number 473-150-052 at a future City Council meeting (to be determined) if requested by the property owner.

Continued to April 8, 2008 City Council Meeting

- A9. CITY COUNCIL REPORTS ON REGIONAL AND REIMBURSABLE ACTIVITIES (Report of: City Clerk's Department)

Recommendation: Receive and file the Reports on Reimbursable Activities for the period of February 20 - March 4, 2008.

- A10. SUPPORTING FEDERAL APPROPRIATIONS FOR FLOOD CONTROL CHANNEL IMPROVEMENTS ON HEACOCK STREET AND CACTUS AVENUE (Report of: Public Works Department)

Recommendation:

1. Adopt Resolution No. 2008-26 supporting Federal Appropriations for the funding of improvements necessary for the Heacock Street and Cactus Avenue Flood Control Channels; and

Resolution No. 2008-26

A Resolution of the City Council of the City of Moreno Valley, California, Supporting Federal Appropriations for Flood Control Channel Improvements on Heacock Street and Cactus Avenue

2. Authorize the Public Works Director/City Engineer to distribute certified copies of the Resolution to the various entities involved with the Federal Appropriations.

- A11. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, APPROVING PA05-0106 (ZONE CHANGE) TO CHANGE THE LAND USE DISTRICT FOR APPROXIMATELY 6 ACRES CONSISTING OF ASSESSOR PARCEL NUMBERS 297-012-002, 003, 011, 012, AND 016 FROM THE COMMUNITY COMMERCIAL LAND USE DISTRICT TO THE BUSINESS PARK LAND USE DISTRICT AND TO CHANGE THE LAND USE DISTRICT FOR APPROXIMATELY 10 ACRES CONSISTING OF A PORTION OF ASSESSOR PARCEL NUMBER 297-100-007 FROM THE INDUSTRIAL LAND USE DISTRICT TO THE BUSINESS PARK LAND USE DISTRICT (RECEIVED FIRST READING AND INTRODUCTION ON FEBRUARY 26, 2008 ON A 5-0 VOTE) (Report of: Community Development Department)

Recommendation: Adopt Ordinance No. 769.

Ordinance No. 769

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA05-0106 (Zone Change) to Change the Land Use District for Approximately 6 Acres Consisting of Assessor Parcel Numbers 297-012-002,

003, 011, 012, and 016 from the Community Commercial Land Use District to the Business Park Land Use District and to Change the Land Use District for Approximately 10 Acres Consisting of a Portion of Assessor Parcel Number 297-100-007 from the Industrial Land Use District to the Business Park Land Use District

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 FEBRUARY 26, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

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 FEBRUARY 26, 2008 (Report of: City Clerk's Department)

Recommendation: Approve 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 FEBRUARY 26, 2008 (Report of: City Clerk's Department)

Recommendation: Approve as submitted.

Joint Consent Calendar Items A1-D2 approved by a 4-0-1vote. m/White, s/Flickinger, West absent.

E. PUBLIC HEARINGS

- E1. A PUBLIC HEARING FOR A GENERAL PLAN AMENDMENT (PA07-0120) AND CHANGE OF ZONE (PA07-0119) FROM NEIGHBORHOOD

COMMERCIAL (NC) TO RESIDENTIAL 20 (R20) ON THE 6.62-ACRES LOCATED ON THE EAST SIDE OF PERRIS BOULEVARD, SOUTH OF JOHN F. KENNEDY DRIVE AND NORTH OF FILAREE AVENUE (Report of: Community Development Department)

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

Recommendation:

- 1. Adopt a Negative Declaration for applications PA07-0119 (Change of Zone) and PA07-0120 (General Plan Amendment). The projects, individually and cumulatively, will not result in a significant effect on the environment;

Approved by a 4-0-1 vote. m/Flickinger, s/Stewart, West absent.

- 2. Approve Resolution No. 2008-27 approving PA07-0120, thereby establishing General Plan Land Use Map designations for certain properties as described in the Resolution, and the revised General Plan Maps.

Resolution No. 2008-27

A Resolution of the City Council of the City of Moreno Valley, California, Approving an Amendment to the General Plan Land Use Element (PA07-0120) to Change the Land Use Designation from Commercial to Residential 20 (R20) for the Approximately 6.62 Acres Located Within Assessor’s Parcel Number 486-070-007, Located Near the East Side of Perris Boulevard, South of John F. Kennedy and North of Filaree Avenue

Approved by a 4-0-1 vote. m/Flickinger, s/Stewart, West absent.

- 3. Introduce Ordinance No. 770 approving a Zone Change (PA07-0119) from Neighborhood Commercial (NC) to Residential 20 (R20), based on the findings in the Ordinance, and the revised Zoning Atlas page.

Ordinance No. 770

An Ordinance of the City Council of the City of Moreno Valley, California, Approving PA07-0119 (Zone Change) to Change the Land Use District for Approximately 6.62 Acres Consisting of Assessor

Parcel Number 486-070-007 from the Neighborhood Commercial (NC) Land Use District to the Residential 20 (R20)

Approved by a 4-0-1 vote. m/Flickinger, s/Stewart, West absent.

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

None

G. REPORTS

G1. CITY COUNCIL REPORTS ON REGIONAL ACTIVITIES

- a) Report on Riverside Transit Agency (RTA) by Council Member Flickinger

Council Member Flickinger announced that RTA has evolved into the 21st century bus company. The newest upgrade consists of ITS system (Intelligence Transportation System) which includes Automatic Vehicle Locator (AVL) and Advanced Travel Information System (ATIS). The new technology that will be implemented in Moreno Valley in the near future will provide riders with Smart Bus Stops with electronic signs announcing the exact time of bus arrival. ITS will also allow anyone with Internet access to look at the entire real-time schedule for any bus route in the RTA service area and see the live map showing the location of a particular bus. More information is available at www.rtabus.com.

RTA provides a modern, comfortable, inexpensive and soon even more convenient way of transportation. Commuter Link Bus provides connection from Moreno Valley to Riverside Metrolink Station. Route 17 has been adjusted recently to accommodate more riders. RTA's latest schedule offering expanded hours, increased frequency and improved connections gives the residents more reasons to ride the bus.

- G2. PALM DESERT DEVELOPMENT COMPANY, INC. RANCHO DORADO APARTMENTS FINANCIAL ASSISTANCE REQUEST AND RESOLUTION FOR TAX CREDIT APPLICATION (Report of: Economic Development Department)**

Recommendation:

1. The City Council adopts Resolution No. 2008-25, a resolution of the City

Council of the City of Moreno Valley regarding assistance to the Rancho Dorado Apartments proposed by Palm Desert Development Company, Inc.; and

Resolution No. 2008-25

A Resolution of the City Council of the City of Moreno Valley, Supporting the Rancho Dorado Apartment Housing Development and Affirming its Intention to Provide Assistance to Rancho Dorado LP, a Subsidiary of Palm Desert Development Company, Inc.

2. The Redevelopment Agency Board adopts Resolution No. RDA 2008-04, a resolution of the Community Redevelopment Agency of the City of Moreno Valley regarding assistance to the Rancho Dorado Apartments proposed by Palm Desert Development Company, Inc.

Resolution No. RDA 2008-04

A Resolution of the Community Redevelopment Agency of the City of Moreno Valley Supporting the Rancho Dorado Apartments Housing Development and Affirming its Intention to Provide Assistance to Rancho Dorado LP, a Subsidiary of Palm Desert Development Company, Inc.

Mayor Batey announced that staff is recommending to continue this item to March 25, 2008 Council meeting. Recent changes to household income figures may have an impact on the Redevelopment Agency assistance required for the project. Staff would like to verify the changes and evaluate the impact before a recommendation can be made for the funding resolution.

Council Member White made a motion, seconded by Council Member Stewart to continue the Item to March 25, 2008 Council Meeting. Approved by a 4-0-1 vote. West absent.

- G3. CONSIDERATION OF APPOINTMENTS TO THE MARCH JOINT POWERS AUTHORITY GENERAL PLAN ADVISORY COMMITTEE (Report of: Community Development Department)

Recommendation: That the City Council discuss the process of appointing two citizen-at-large members (plus one alternate) to the March Joint Powers Authority General Plan Advisory Committee and make such appointments if circumstances permit.

Council Member Stewart made a motion, seconded by Council Member

**White to continue the Item to March 25, 2008 Council Meeting.
Approved by a 4-0-1 vote. West absent.**

G4. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

City Manager announced the following:

1. The City is conducting an emergency preparedness exercise on March 12 to test staff's ability to respond to unplanned emergencies. It will be a full-scale exercise in which several other agencies will participate.
2. The Parks and Community Services Department will be seeking public input on the development of the City's first Parks, Recreation and Open Space Comprehensive Plan. The public workshop will be held on March 13 at 6:00 p.m. at the Conference and Recreation Center. The consulting firm RGW Design Group will give a presentation on the Master Plan process and how the Master Plan will provide the City with a roadmap for development of future parks, recreation and cultural facilities.
3. The City's first annual Comedy Night will be held March 15 at the Conference and Recreation Center. Over 300 tickets were sold. This is the City's second successful fundraising event for the future Moreno Valley library.

H. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION – NONE

- H1. A PUBLIC MEETING REGARDING PA07-0006, A PROPOSAL TO AMEND TITLE 9 OF THE MUNICIPAL CODE, FOR FURTHER DISCUSSION AND CONSIDERATION AMENDING MUNICIPAL CODE PROVISIONS REGARDING RETAIL USE, TOWING, ADMINISTRATIVE REVOCATION OF ADMINISTRATIVE APPROVALS, APPEAL PERIOD OF GENERAL PLAN AMENDMENTS, LANDSCAPING SETBACKS, NEW APPLICATIONS FOLLOWING DENIAL, AND MULTIPLE FAMILY DEVELOPMENT STANDARDS; ORDINANCE NO. 757 (CONTINUED FROM FEBRUARY 12, 2008, ORIGINAL ORDINANCE INTRODUCED ON A 5-0 VOTE ON DECEMBER 11, 2007) (Report of: Community Development Department)

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

Recommendation:

1. Recognize that PA07-0006 is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061 of the CEQA Guidelines;

Approved by a 4-0-1 vote. m/White, s/Flickinger, West absent.

2. Reintroduce revised Ordinance No. 757, thereby approving PA07-0006, amending various sections of Title 9 of the City of Moreno Valley Municipal Code.

Ordinance No. 757

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 9 of the City of Moreno Valley Municipal Code Regarding Retail Use, Towing, Administrative Revocation of Administrative Approvals, Landscaping Setbacks, New Applications Following Denial and Multiple-Family Development Standards

Approved by a 4-0-1 vote. m/White, s/Flickinger, West absent.

ORDINANCES - 2ND READING AND ADOPTION – NONE

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS – NONE

PUBLIC COMMENTS **ON ANY SUBJECT NOT ON THE AGENDA** UNDER THE JURISDICTION OF THE CITY COUNCIL

None

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

Council Member Stewart

- 1) Inquired about Swan street improvements
- 2) Rental scam awareness – the Police Chief advised the public to be extra cautious when entering in any agreement where exchange of funds is involved
- 3) Inquired about the status on Pigeon Pass widening. Deputy Public Works Director responded that the bid opening is scheduled in March and the award contract will be

submitted for Council approval during the second meeting in April. A community meeting will be scheduled before the project is started

- 4) Inquired about the status of rental inspection ordinance; asked to bring it back to Council for consideration to protect neighborhoods
- 5) The owner of Portillo's restaurant on Gateway chose Moreno Valley as the location for his restaurant. The owner was very impressed with City's staff; very professional. Is very proud of city staff and commended staff for the great job

Council Member Flickinger

- 1) Was very pleasantly surprised while recently visiting the new Fresh & Easy store – noticed that besides handicapped parking lot, there are also separate reserved parking spaces for adults with children and for hybrid vehicles; very customer friendly and very green; impressed with its uniqueness
- 2) A great week for the arts in Moreno Valley – Rancho Belago Winds Symphony gave a standing room only concert called “Shades of Blue”; a very memorable and enjoyable evening. The next concert titled “The British Are Coming” will be held on April 24. Concerts are free
- 3) The City's newly established Arts Commission held a community arts forum on Saturday. It was attended by a wide variety of performers, producers, artists and patrons of the arts in Moreno Valley. The free and open discussion resulted in the formation of a coalition to promote quality live entertainment in Moreno Valley
- 4) The Parks & Community Services Department will be hosting a Master Plan workshop to seek public input on park system on March 13 at 6:00 p.m. at the Conference and Recreation Center

Council Member White

- 1) Will see his great-granddaughter tonight

Mayor Pro Tem West - absent

Mayor Batey

- 1) Chicago based Portillo's restaurant held a well-attended grand opening on Saturday; very proud of all staff who provided great customer service; staff was praised by the owner on several occasions. The restaurant is a great addition to Moreno Valley; it offers specialty Chicago-style hot dogs and other great food
- 2) Read Across America – had a great time reading to kids at Towngate Elementary and Edgemont Elementary School
- 3) Stop the Violence and Keep the Peace foundation awarded \$50,000 to the Moreno Valley School District to continue and expand the safe passage to and from school program
- 4) Asked for the timeline for completion of Community Park – Deputy Public Works Director responded that because of technical issues the project had been delayed and the end of April is the projected date of completion

- 5) The Arts Commission held a forum on Saturday. Council Member Flickinger attended this forum
- 6) Rode in the Black History Parade with Mayor Pro Tem West. The event was well attended; Council Member Stewart and White were present. Received positive feedback from business owners; Community Park is too small for these kinds of events; thanked City staff assisting with the event for the great job done
- 7) Lot on the corner of Bay and Frederick has weeds growing and construction equipment; asked to redo this lot
- 8) Reconfiguration is being done at the Moreno Valley mall - potential restaurants and national stores will be added by the end of this year. Will give an update at the next Council meeting

CLOSED SESSION

None

ADJOURNMENT

Council Member White made a motion, seconded by Council Member Stewart to adjourn the meeting. Motion approved unanimously.

There being no further business to conduct, the meeting was adjourned at 7:38 p.m. by unanimous informal consent.

Submitted by:

Jane Halstead, City Clerk, CMC
Secretary, Moreno Valley Community Services District
Secretary, Community Redevelopment Agency of the City of Moreno Valley
Secretary, Board of Library Trustees

Approved by:

William H. Batey II, 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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