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 6:30 p.m. by Mayor White in the Council Chamber located at 14177 Frederick Street.

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

INVOCATION - Don Maresh, Ministry Assistant, Moreno Valley Christian Church.

ROLL CALL

Council:
- Charles R. White, Mayor
- Bonnie Flickinger, Councilmember
- Richard A. Stewart, Councilmember
- Frank West, Councilmember

Staff:
- Alice Reed, City Clerk
- Steve Chapman, Finance Director/City Treasurer
- Robert Hansen, Assistant 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
- Becky Manley, Senior Librarian
- 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 White opened the agenda items for the Consent Calendars for public comments.

Pete Bleckert – Address matter of record (Item A4)
1) Slurry seal problems

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to approve the Consent Calendars in their entireties, except for Items A8 and A18, which were pulled for separate discussion/action. Motion carried 4-0-1, Mayor Pro Tem 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. MINUTES – REGULAR MEETING OF JUNE 11, 2002
   Approved as submitted.

A3. MINUTES – REGULAR MEETING OF JUNE 25, 2002
   Approved as submitted.

A4. NOTICE OF COMPLETION AND ACCEPTANCE OF THE FISCAL YEAR 2000/2001 SLURRY SEAL PROGRAM, PROJECT NO. 00-84820
   Accepted the work as complete for the Fiscal Year 2000/2001 Annual Slurry Seal Program constructed by Pavement Coatings Company, 5312 Cypress, Cypress, California 90630; 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 Finance Director to release the retention to Pavement Coatings Company, thirty-five (35) calendar days after the date of recordation of the Notice of Completion as provided by law (Account No. 125.84830); and accepted the street improvements into the City maintained road system.

A5. FAMILY SERVICE ASSOCIATION OF WESTERN RIVERSIDE COUNTY LOAN AGREEMENT
   Approved the agreement between the City of Moreno Valley and Family Service Association of Western Riverside County for child care services; and directed the City Manager to execute the agreement on behalf of the City.

A6. FINAL MAP 23388 – SINGLE FAMILY RESIDENTIAL PROJECT - AMENDMENT TO AGREEMENT FOR PUBLIC IMPROVEMENTS (TIME EXTENSION) – NORTH SIDE OF JOHN F. KENNEDY DRIVE EAST OF MORENO BEACH DRIVE – SUBDIVIDER: KB HOME (POMONA)
   Authorized the Mayor to execute the Amendment to Agreement for Public Improvements for Final Map 23388; and instructed the City Clerk to forward the completed Amendment to Agreement for Public Improvements to the County Recorder’s Office for recordation.
A7. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE ALESSANDRO ENTRYWAY IMPROVEMENTS FROM DAY STREET TO THE OLD I-215, PROJECT NO. 98-92777
Awarded the construction contract for the Alessandro Entryway Improvements base bid and additives bid “A” and “B” items to Laird Construction Co. Inc., 9460 Lucas Ranch Road, Rancho Cucamonga, California 91730-5797, the lowest responsible bidder; authorized the Mayor to execute a contract agreement with Laird Construction Co.; authorized the Finance Director to create a new account in the Measure “A” fund, and to transfer $59,420 from Measure “A” fund Account No. 125.65420 into the new Measure “A” Fund Account and authorized the issuance of a purchase order for Laird Construction Co. Inc. in the amount of $354,445.30 (the amount of base bid and additive bid “A” and “B” items [$322,223.00] plus 10% contingency) when both parties have signed the contract (Account Nos. 892.77730, 892.7223, and Measure “A” fund account to be determined).

A9. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR FISCAL YEAR 2001/2002 SLURRY SEAL PROGRAM, PROJECT NO. 01-12584830
Awarded the construction contract for the Fiscal Year 2001/2002 Annual Slurry Seal Program to Roy Allan Slurry Seal, Inc., 11922 Bloomfield Avenue, Santa Fe Springs, California 90670, the lowest responsible bidder; authorized the Mayor to execute a contract with Roy Allan Slurry Seal Inc., and authorized the issuance of a purchase order for Roy Allan Slurry Seal, Inc., in the amount of $829,820.96 (the amount of the bid plus 10% contingency) when both parties have signed the contract (Account No. 125.84830).

A10. ADOPT RESOLUTION NO. 2002-50, AUTHORIZING THE SUBMITTAL OF AN APPLICATION TO THE CALIFORNIA ENERGY COMMISSION FOR FUNDING THE BATTERY BACKUP SYSTEM PROGRAM FOR LIGHT EMITTING DIODE TRAFFIC SIGNALS
Adopted Resolution No. 2002-50, authorizing the submittal of an application to the California Energy Commission for funding the Battery Backup System (BBS) Program for Light Emitting Diode (LED) traffic signals and designating the City Manager to execute all necessary documents.

Resolution No. 2002-50
A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Submittal of an Application to the California Energy Commission for Funding the Battery Backup System for Traffic Signals in Conjunction with Light Emitting Diodes; and Designating the City Manager to Execute all Necessary Documents

A11. PURCHASE OF THERMAL IMAGING CAMERAS FROM EMERGENCY SERVICES AGENCY FINES
Appropriated funds to purchase three Thermal Imaging Cameras in the amount of $48,618 from the Other Materials/Equipment account (133.65110.6641.648). These funds are available from the Emergency Services Agency Fines.

A12. PA-97-0004 - REDUCE FAITHFUL PERFORMANCE BOND AND ADOPT RESOLUTION NO. 2002-51, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS AS COMPLETE AND ACCEPTING PIGEON PASS ROAD INTO THE CITY MAINTAINED STREET SYSTEM – WEST SIDE OF PIGEON PASS ROAD AND NORTH OF COUGAR CANYON DRIVE (THE ROMAN CATHOLIC BISHOP OF SAN BERNARDINO, A CORPORATION SOLE) Approved a 90% reduction of the Faithful Performance Bond for PA97-0004; instructed the City Engineer to prepare a 90% reduction to the Faithful Performance Bond; and adopted Resolution No. 2002-51 authorizing the acceptance of the public right-of-way improvements for PA97-0004 as complete and accepting Pigeon Pass Road into the City maintained street system.

Resolution No. 2002-51

A Resolution of the City Council of the City of Moreno Valley, California, Authorizing the Acceptance of the Public Right-of-Way Improvements as Complete Within PA97-0004, and Accepting Pigeon Pass Road into the City Maintained Street System

A13. FINAL MAP 19879 – SINGLE FAMILY RESIDENTIAL SUBDIVISION ACCEPT AGREEMENT AND BONDS FOR PUBLIC IMPROVEMENTS, SOUTH SIDE OF COTTONWOOD AVENUE AT MARTHA CRAWFORD STREET (KINCAID DEVELOPMENT, INC.) Accepted the bonds and the Agreement for Public Improvements for Final Map 19879; 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.

A14. AUTHORIZATION TO CLOSE AUTO MALL DRIVE FROM EUCALYPTUS AVE. TO MOTOR WAY FROM JULY 12, 2002 TO JULY 14, 2002 (MORENO VALLEY CHEVROLET OLDSMOBILE) Authorized the closure of Auto Mall Drive from Eucalyptus Avenue to Motor Way from July 12, 2002 to July 14, 2002.

A15. ADOPT RESOLUTION NO. 2002-52, DESIGNATING CITY CONSULTANTS HDL COMPANIES AND MBIA MUNISERVICES, AS AUTHORIZED CITY REPRESENTATIVES TO EXAMINE SALES AND USE TAX RECORDS Adopted Resolution No. 2002-52, authorizing city consultants, Hdl Companies and MBIA MuniServices, as the authorized city representatives to examine sales and use tax records.

Resolution No. 2002-52
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

A16. APPROVAL OF AGREEMENT WITH CALTROP ENGINEERING CORPORATION FOR PROFESSIONAL CONSULTANT SERVICES FOR THE PUBLIC WORKS DEPARTMENT, LAND DEVELOPMENT DIVISION
Approved an agreement with CALTROP Engineering Corporation (Caltrop) for professional consultant services for the Public Works Department, Land Development Division; authorized the Mayor to execute the said agreement with Caltrop approved by the City Attorney; and authorized the issuance of a purchase order for Caltrop in the amount of $135,000 when the agreement has been signed by all parties.

A17. CITY OF PERRIS ANIMAL SHELTERING AGREEMENT
Approved the Animal Sheltering Agreement with the City of Perris.

B. CONSENT CALENDAR - COMMUNITY SERVICES DISTRICT

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

B2. MINUTES – REGULAR MEETING OF JUNE 11, 2002
Approved as submitted.

B3. MINUTES – REGULAR MEETING OF JUNE 25, 2002
Approved as submitted.

B4. ACCEPTANCE OF GRANT MONIES FROM THE CALIFORNIA DEPARTMENT OF EDUCATION, CHILD DEVELOPMENT SERVICES, FOR CHILD CARE SERVICES AND ADOPTION OF THE RESOLUTION TO CERTIFY THE APPROVAL OF THE GOVERNING BOARD
Authorized the acceptance of grant monies in the amount of $607,485 for fiscal year 2002/2003 from the California Department of Education, Child Development Division, for the purpose of providing school age childcare and development services; and adopt Resolution No. CSD 2002-13 to certify the approval of the governing board to enter into this transaction with the California Department of Education for the purpose of providing child care and development services and to authorize the designated personnel, as shown on the resolution, to sign contract documents for FY 2002/03.

Resolution No. CSD 2002-13

A 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
C. CONSENT CALENDAR - COMMUNITY REDEVELOPMENT AGENCY

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

C2. MINUTES – REGULAR MEETING OF JUNE 11, 2002
Approved as submitted.

C3. MINUTES – REGULAR MEETING OF JUNE 25, 2002
Approved as submitted.

D. PUBLIC HEARINGS

D1. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT NO. 19879 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) AND ZONE D (PARKWAY LANDSCAPE MAINTENANCE)

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

The Secretary announced the results of the mail ballots as follows:

Zone B – Yes (passes)

Zone D – No (fails)

Boardmember Flickinger made a motion, seconded by Boardmember Stewart 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 Zones B and D charges. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

D2. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT NO. 27251-1 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) AND ZONE D (PARKWAY LANDSCAPE MAINTENANCE)
MAINTENANCE)

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

The Secretary announced the results of the mail ballots as follows:

Zone B – Yes (passes)

Zone D – Yes (passes)

Boardmember Flickinger made a motion, seconded by Boardmember West 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 Zones B and D charges. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

D3. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT NO. 30300 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING)

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

The Secretary announced the results of the mail ballots as follows:

Zone B – Yes (passes)

Boardmember Flickinger made a motion, seconded by Boardmember West 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 Zones B charge. Motion carried 4-0-1, Vice-President Batey absent. Roll call vote.

AGENDA ORDER

F. REPORTS

F3. RESOLUTION NO. 2002-53, NOTICE OF INTENTION TO VACATE DAVIS ROAD (DAVIS BOUNDARY OF SAN JACINTO WILDLIFE PRESERVE, SOUTH TO THE CITY LIMITS)

Mayor White opened the agenda item for public comments
Councilmember Flickinger made a motion, seconded by Councilmember Stewart to adopt Resolution No. 2002-53, declaring its intention to vacate right-of-way known as Davis Road and setting the hearing date as required; directed the City Clerk to certify said resolution and to publish and advertise the hearing notice as required by law; directed the staff to prepare an agreement with the State Department of Fish and Game establishing the conditions necessary for future maintenance of the roadway and protection of access rights for parties of interest in the vacation of Davis Road; and directed staff to amend the maintenance agreement between the County of Riverside and the City of Moreno Valley to eliminate current city maintenance responsibilities for the southerly portion of Davis Road within unincorporated area. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

Resolution No. 2002-53

A Resolution of the City of Moreno Valley, California, Declaring its Intention to Vacate Street Right-of-Way for a Portion of Davis Road and Setting a Time and Place for a Hearing on Said Intention
Mayor White opened the agenda item for public comments; there being none, public comments were closed.

Councilmember Stewart made a motion, seconded by Councilmember West to adopt the Joint Exercise of Powers Agreement between City of Moreno Valley, City of Perris, and City of Riverside for the purpose of creating a Joint Powers Authority to Provide Utilities Services to customers at the property formerly known as March Air Force Base. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

RECESS; RECONVENE

F2. AMENDED 2000 LOCAL LAW ENFORCEMENT BLOCK GRANT FUNDING ALLOCATION

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

Councilmember West made a motion, seconded by Councilmember Stewart to approve the amended list of items to be purchased with the 2000 Local Law Enforcement Block Grant (LLEBG) monies. Included in the amended list is the purchase of a traffic reconstruction vehicle. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

F1. CITY COUNCIL ATTENDANCE AT SUBCOMMITTEE MEETINGS

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

Councilmember Stewart made a motion, seconded by Councilmember West to bring the item back to a future Study Session. Motion carried 3-1-1, Councilmember Flickinger dissenting, Mayor Pro Tem Batey absent. Roll call vote.

AGENDA ORDER

G. LEGISLATIVE ACTIONS

ORDINANCES - 1ST READING AND INTRODUCTION

G1. SPEED LIMIT RECERTIFICATION ON VARIOUS STREETS
Mayor White opened the agenda item for public comments; there being none, public comments were closed.

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to introduce Ordinance No. 605, as amended, amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code designating prima facie speed limits on certain streets (as listed in the ordinance) and directing the City Engineer to take certain action with respect thereto, with the exception of certain segments of Alessandro (Perris to Lasselle) and Kitching (JFK to Brodiaea) going back to staff for further review. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

Ordinance No. 605
An Ordinance of the City Council of the City of Moreno Valley, California, Amending Section 12.20.020 of Chapter 12.20 of the City of Moreno Valley Municipal Code Relating to a Prima Facie Speed Limit for Certain Streets

F5. LEGISLATIVE UPDATE

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

Councilmember Stewart made a motion, seconded by Councilmember West to receive and file the Legislative Status Report. Motion carried 4-0-1, Mayor Pro Tem Batey absent.

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

A8. AUTHORIZATION TO AWARD THE CONSTRUCTION CONTRACT FOR THE TRAFFIC SIGNAL AT FREDERICK STREET AND BRABHAM STREET/TOWNGATE CENTER DRIVEWAY, PROJECT NO. 01-12567321 (3)

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

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to award the construction contract for the traffic signal at the intersection of Frederick Street and Brabham Street/Towngate Center Driveway to DBX, Inc., 42066 Avenida Alvarado, Suite C, Temecula, California 92590, the lowest responsible bidder; authorized the Mayor to execute a contract agreement with DBX, Inc. and authorized the issuance of a Purchase Order for DBX, Inc. in the amount of $146,339.60 (the bid amount plus 10% contingency) when both parties have signed the contract (Account No. 125.82921). Motion carried 4-0-1, Mayor
Pro Tem Batey absent. Roll call vote.

A18. FISCAL YEAR 2002/03 MEMORANDUM OF UNDERSTANDING EXTENSION WITH MORENO VALLEY CITY EMPLOYEE’S ASSOCIATION (MVCEA)

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

Councilmember Stewart made a motion, seconded by Councilmember West to approve the Memorandum of Understanding extension as ratified by MVCEA membership on July 8, 2002. Motion carried 4-0-1, Mayor Pro Tem Batey absent. Roll call vote.

AGENDA ORDER

F6. CITY MANAGER’S REPORT – No report given

Councilmember Batey arrived at 8:57 p.m.

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) General Fund Capital Expenditure Reserve Account

Ray Hosman – Address matter of record
1) Funding for road maintenance
2) Possible annexation of east end from City
3) Utility User’s Tax

Joe Teague – 24342 Eucalyptus
1) Complimented the fire department
2) Slow response time of the police department

Tom Jerele Sr., 24895 Sunnymead Blvd., #153
1) Supports alternative corridor to Orange County presented by BIA
2) Old raceway sign
3) Thanked Tom Gardner and Doug Hall for displaying the flags on holidays along Sunnymead Boulevard

Pete Bleckert – Address matter of record
1) Complimented Chief Di Yorio
2) Slurry seal issues
3) Annexation of east end of City
4) Repeal of Utility User’s Tax
Raul Wilson – P.O. Box 702
1) Area of Hemlock St. that needs street lighting – too dark
2) Feels not enough Latinos represented in City government
3) Utility User’s Tax

Louise Palomarez – P.O. Box 702
1) Repeal of Utility User’s Tax
2) Feels Councilmember Stewart is rude

George Albanese – Address matter of record (Submitted discourse for the public record)
1) 2001/02 Grand Jury Report findings regarding termination of former City Clerk

Tom Rudolph – 22921 Chambray
1) Complimented police officer that responded to a problem at Home Depot

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

Councilmember West
1) Complimented Parks & Recreation staff on an outstanding Fourth of July celebration

Councilmember Flickinger
1) Thanked Mr. Rudolph for complimenting the Police Department
2) Announced tonight is the last Council meeting until August 20th Study Session
3) Would like to discuss designation of year-end surplus at a Study Session
4) Clarified her comment regarding cost of building a street and the Utility User’s Tax – Utility User’s Tax funds are not used to construct streets

Councilmember Stewart
1) Agreed with Councilmember West’s compliments on the Fourth of July celebration
2) Announced construction on Pigeon Pass is progressing nicely
3) Last week, the City had visitors from our Sister City - San Juan de Los Lagos
4) Stated that the City Attorney has been on vacation and will respond to the Grand Jury when he returns
5) Utility User’s Tax will be on the ballot for all to vote on in November – feels the money should be spent for public safety

Mayor Pro Tem Batey
1) Complimented Parks & Recreation staff on an outstanding Fourth of July celebration
2) Proposed initiative he will be bringing before Council after recess
3) Truck parking issue to be brought before Council

Mayor White
1) Asked the City Clerk to make an announcement regarding the upcoming election
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 9:35 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:

__________________________________
Charles White, Mayor
President, Moreno Valley Community Services District
Chairperson, Community Redevelopment Agency of the City of Moreno Valley