

**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.  
FEBRUARY 25, 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 6:32 p.m. by Mayor Batey in the Council Chamber located at 14177 Frederick Street.

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

**INVOCATION** - Pastor David Richardson, Jr., Imani Praise Fellowship

**ROLL CALL**

Council:	William H. Batey, II Frank West Bonnie Flickinger Richard A. Stewart	Mayor Mayor Pro Tem Councilmember Councilmember
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Absent:	Charles White	Councilmember
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Staff:	Alice Reed Steve Chapman Robert Herrick Gene Rogers Barry McClellan Linda Guillis William Di Yorio Ken Pimlott Trent Pulliam Cynthia Pirtle	City Clerk Finance Director/City Treasurer City Attorney City Manager Assistant City Manager Community and Economic Development Director Police Chief Interim Fire Chief Public Works Director/City Engineer Director of Library Services
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**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 Pro Tem Batey opened the agenda items for the Consent Calendars for public comments.

Ray Hosman – Address matter of record (Item A7)

1) Police Services Study

Mayor Pro Tem West made a motion, seconded by Councilmember Stewart to approve the Consent Calendars in their entireties. Motion carried 4-0-1, Councilmember White 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. GRANTING OF TITLE INTERESTS TO RIVERSIDE COUNTY TRANSPORTATION COMMISSION FOR STATE HIGHWAY ROUTE 60 RIGHT-OF-WAY PURPOSES

Authorized the Mayor to execute the Quitclaim Deed for the City's interest in the southerly 15 feet of Lot 44 of the Sunnymead Orchard Farms Tract that was reserved for State Highway 60 right-of-way purposes, to Riverside County Transportation Commission (RCTC) and return the fully executed Quitclaim Deed to RCTC for acceptance and processing.

A3. RESOLUTION NO. 2003-08, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY AUTHORIZING ACCEPTANCE OF THE PUBLIC RIGHT-OF-WAY IMPROVEMENTS CONSTRUCTED BY THE MORENO VALLEY UNIFIED SCHOOL DISTRICT AS COMPLETE AND ACCEPTING LASSELLE STREET AND JOHN F. KENNEDY DRIVE INTO THE CITY MAINTAINED STREET SYSTEM (MORENO VALLEY UNIFIED SCHOOL DISTRICT)

Approved Resolution No. 2003-008 authorizing acceptance of the public right-of-way improvements constructed by Moreno Valley Unified School District as complete and accepting Lasselle Street and John F. Kennedy

Drive into the City Maintained Street System.

Resolution No. 2003-08

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 the Vista Del Lago High School Project, and Accepting Lasselle Street and John F. Kennedy Drive into the City Maintained Street System

- A4. APPROVAL OF FINAL MAP 23553-5 AND 23553-6 – SINGLE FAMILY RESIDENTIAL PROJECTS AND ACCEPT AGREEMENTS & BONDS FOR PUBLIC RIGHT-OF-WAY IMPROVEMENTS, EAST SIDE OF PIGEON PASS ROAD, NORTH OF SUNNYMEAD RANCH PARKWAY (MV DEVELOPMENT, LLC)  
Approved Final Maps 23553-5 & 23553-6, authorized the City Clerk to sign the maps and transmit said maps to the County Recorder's Office for recordation; accepted the bonds and Agreement for Public Improvements for each final map; authorized the Mayor to execute the agreements; and directed the City Clerk to forward the signed agreements to the County Recorder's Office for recordation.
- A5. MINUTES – REGULAR MEETING OF FEBRUARY 11, 2003  
Approved as submitted.
- A6. RESOURCE INCREASES TO ADJUST TO SUSTAINED INCREASED SERVICE DEMAND IN THE TRANSPORTATION ENGINEERING DIVISION  
Approved the addition of one (1) Senior Civil Engineer in the Transportation Engineering Division of the Public Works Division of the Public Works Department and appropriated \$32,217 from General Fund Unreserved Fund balance for Public Works/Transportation Engineering Division personnel services for the remainder of FY 2002/03 to Public Works/Transportation Engineering Division 010.531.
- A7. POLICE SERVICES STUDY CONSULTANT  
Retained Maximus, Inc. as consultant for the police services contract study.

**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. RESOLUTION NO. CSD 2003-03, ZONE M (COMMERCIAL/INDUSTRIAL IMPROVED MEDIAN MAINTENANCE)  
Rescinded Resolution No. CSD 2003-02, because it does not comply with the 30-day statutory time frame required between the adoption of the resolution of intent to form a zone and the date set in the resolution to hold the public hearing for formation of CSD Zone M (Commercial/Industrial Improved Median Maintenance) in accordance with the California Government Code 61773; and approved and adopted Resolution No. CSD 2003-03, 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)

Resolution No. CSD 2003-03

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

- B3. MINUTES – REGULAR MEETING OF FEBRUARY 11, 2003  
Approved 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 11, 2003  
Approved as submitted.

**D. PUBLIC HEARINGS**

- D1. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT 30233 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) PROGRAM – SOUTH OF JOHN F. KENNEDY DRIVE BETWEEN CHAMPIONSHIP DRIVE AND CACTUS AVENUE

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

President Batey directed the Secretary to tabulate the mail ballots.

The Secretary announced the results as follows:

Tract 30233 – Yes

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 Zone B charge. Motion carried 4-0-1, Boardmember White absent. Roll call vote.

- D2. PUBLIC HEARING FOR INCLUSION OF TENTATIVE TRACT 30232 (AND ALL AFFECTED PHASES) INTO THE COMMUNITY SERVICES DISTRICT ZONE B (RESIDENTIAL STREET LIGHTING) PROGRAM – SOUTH OF CACTUS AVENUE/JOHN F. KENNEDY DRIVE AND EAST OF CHAMPIONSHIP DRIVE

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

President Batey directed the Secretary to tabulate the mail ballots.

The Secretary announced the results as follows:

Tract 30232 – Yes

Boardmember Flickinger made a motion, seconded by President Batey 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 4-0-1, Boardmember White absent. Roll call vote.

## AGENDA ORDER

**D4. PUBLIC HEARINGS REGARDING A GENERAL PLAN AMENDMENT AND RELATED APPLICATIONS**

- A. A PUBLIC HEARING TO REVIEW THE APPLICATIONS BY WINCHESTER AND ASSOCIATES FOR A GENERAL PLAN AMENDMENT (PA02-0089) AND CHANGE OF ZONE (PA02-0090) TO CHANGE THE DESIGNATION FROM COMMUNITY COMMERCIAL (CC) TO RESIDENTIAL, 15 UNITS PER ACRE (R15) ON A 1.90 ACRE SITE ON THE SOUTH SIDE OF HEMLOCK AVENUE, WEST OF PERRIS BOULEVARD**

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

Councilmember Flickinger made a motion, seconded by Mayor Batey to adopt a Negative Declaration for items D4(a) and D4(b). Motion carried 4-0-1, Councilmember White absent. Roll call vote.

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to adopt Resolution No. 2003-09 as amended, deleting parcels PA00-0035; PA00-0036; and PA00-0037, the 3<sup>rd</sup> and 4<sup>th</sup> Whereases and Sections 3 and 4 of the Resolution. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

Councilmember Flickinger made a motion, seconded by Mayor Batey to introduce City Council Ordinance No. 619, approving (1) PA02-0090, a request to change the zoning classifications for certain property to Residential 15 as described in the Ordinance. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

**Ordinance No. 619**

An Ordinance of the City Council of the City of Moreno Valley, California, Approving a Zone Change from Community Commercial to Residential 15 on 1.90 Acres on the South Side of Hemlock Avenue and West of Perris Boulevard

- B. A PUBLIC HEARING REGARDING A GENERAL PLAN AMENDMENT (PA02-0047) CHANGE OF ZONE (PA02-0048) AND CONDITIONAL USE**

PERMIT (PA02-0049) FOR A TENTATIVE TRACT MAP TO SUBDIVIDE A 42.27 ACRE PARCEL INTO 67 SINGLE-FAMILY RESIDENTIAL LOTS AND VARIOUS LETTERED OPEN SPACE LOTS, LOCATED ON THE NORTHWEST AND NORTHEAST CORNERS OF HIGHWAY 60 AND OLIVER STREET AND THE NORTHWEST CORNERS OF MORENO BEACH DRIVE AND HEMLOCK STREET

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

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to introduce City Council Ordinance No. 620, approving PA02-0047, a request to change the zoning classifications for certain property to Residential 2 as described in the Ordinance. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

#### Ordinance No. 620

An Ordinance of the City Council of the City of Moreno Valley, California (PA02-0048), Amending the Official Atlas of Said City, Changing the Zone on A 33 Acre Portion of Property from Community Commercial (CC) To R-2 (Residential-2) Land Use District Located on the Northwest and Northeast Corners of Highway 60 and Oliver Street, North of Highway 60

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to adopt City Council Resolution 2003-10, approving PA02-0049 (Tentative Tract Map), for 67 residential single-family lots and various open space lots as described in the Resolution. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

#### Resolution No. 2003-10

A Resolution of the City Council of the City of Moreno Valley, California, Approving PA02-0049 (Tentative Tract Map No. 30636) For a 67 Lot Residential Single-Family Subdivision and Various Lettered Lots for the Purposes of Open Space on a 42.27 Acre Parcel of Land

- C.** A PUBLIC HEARING TO CONSIDER APPLICATIONS PA00-0035, PA00-0036 AND PA00-0037: PA00-0035 AND PA00-0036 ARE PROPOSALS TO CHANGE THE GENERAL PLAN LAND USE AND ZONING DESIGNATIONS FROM RESIDENTIAL 2 (UP TO 2 DWELLINGS PER ACRE) AND HILLSIDE RESIDENTIAL TO RESIDENTIAL 3 (UP TO 3 DWELLINGS PER ACRE)

AND OPEN SPACE (INVOLVING APPROXIMATELY 60 ACRES LOCATED BETWEEN CASEY ROAD AND MANZANITA AVENUE, EAST OF PERRIS BOULEVARD). PA00-0037 IS A PROPOSAL TO PREZONE AND ESTABLISH GENERAL PLAN LAND USE DESIGNATIONS OF RESIDENTIAL 3 AND OPEN SPACE PRIOR TO ANNEXATION TO THE CITY OF MORENO VALLEY (INVOLVING APPROXIMATELY 138 ACRES LOCATED AT THE NORTH END OF OLD PERRIS BOULEVARD, OUTSIDE OF THE CITY LIMITS)

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

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to continue the Public Hearing including introduction of Ordinance No. 621 to a date uncertain. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

**RECESS;  
RECONVENE**

- D5. A PUBLIC HEARING TO CONSIDER AMENDMENT TO FINAL MAP 23553-4 – MODIFICATION OF OWNER’S STATEMENT AND EASEMENT DESIGNATION TO LETTERED LOT DESIGNATION – EAST SIDE OF PIGEON PASS ROAD, NORTH OF SUNNYMEAD BOULEVARD (MV DEVELOPMENT)

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

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to approve a modification of the Owner’s Statement and change the easement designation of the bio-filter area to a lettered lot, thereby allowing the developer to reserve ownership and eventual ownership in fee title by the Homeowners Association; and authorized the City Clerk to sign the map and transmit said map to the County Recorder’s Office for recordation. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

- F1. PUBLIC COMMENTS DURING CITY COUNCIL MEETINGS

Mayor Batey opened the agenda item for public comments; there being



none, public comments were closed.

Councilmember Stewart made a motion, seconded by Mayor Pro Tem West to continue the item to the regular City Council meeting of March 11, 2003. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

F3. LIBRARY BOND ACT APPLICATION APPROVAL

Mayor Batey opened the agenda item for public comments, which were received from Ray Hosman; Pete Bleckert; and Richard Adams.

Councilmember Flickinger made a motion, seconded by Mayor Pro Tem West to approve an application to the California Public Library Construction and Renovation Board for grant funding for the construction of a 68,000 square foot New Main Library to be located on the Civic Center site and authorized said application to be submitted in the second funding cycle by the deadline date of March 28, 2003 and adopt Resolution No. 2003-11, certifying project budget, local funding commitment, supplemental funds, and public library operation for proposed library operation for proposed library expansion project. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

Resolution No. 2003-11

A Resolution of the City Council of the City of Moreno Valley, California, Certifying Project Budget, Local Funding Commitment, Supplemental Funds and Public Library Operation for Proposed Library Expansion Project

D3. PUBLIC HEARING FOR ADOPTION OF A RESOLUTION IMPLEMENTING THE POLICIES AND PROCEDURES ESTABLISHED IN THE WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM MITIGATION PROGRAM NEXUS STUDY, AND INTRODUCTION OF ORDINANCE AUTHORIZING PARTICIPATION IN THE WESTERN RIVERSIDE COUNTY TRANSPORTATION UNIFORM MITIGATION FEE PROGRAM

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

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to continue this item including adoption of Resolution No. 2003-12 and introduction of Ordinance No. 623 to the regular City Council Meeting of March 11, 2003. Motion carried 4-0-1, Councilmember White absent. Roll

call vote.

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

**AGENDA ORDER**

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

Michael Lanitis – 13237 Terry Ct.

- 1) Co-housing proposal

Daryl C. Terrell – Address matter of record

- 1) Diversity
- 2) City should work together and move forward

Joe Teague – Address matter of record

- 1) Police Department

Priscilla Banks – Address matter of record

- 1) Vehicle License Fees
- 2) Utility User's Tax
- 3) Libraries and Parks

Ray Hosman – Address matter of record

- 1) Utility User's Tax – Notice of Intent to Circulate Petition filed on 2/24/03

Pete Bleckert – Address matter of record

- 1) Library Bond

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

Councilmember Stewart

- 1) Stated if the Utility User's Tax is retained the City will be able to add more officers for public safety purposes
- 2) City takes the complaints regarding road construction very seriously
- 3) Stated complaints regarding the Police Department should be written if are valid and they will be investigated
- 4) Invited citizens to give input on proposed library
- 5) County's failure to deal with the homeless issue

Mayor Batey

- 1) Took offense to Supervisor Buster's remarks regarding the City's stand on homeless issues

**F. REPORTS**

- F2. AN ORDINANCE AMENDING SECTION 3.38.120 AND 3.42.110 OF THE MUNICIPAL CODE RELATING TO THE BUILDING COST INDEX FOR RESIDENTIAL AND COMMERCIAL DEVELOPMENT IMPACT FEES

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

Councilmember Stewart made a motion, seconded by Mayor Batey to introduce Ordinance No. 622, Amending Sections 3.38.120 and 3.42.110 of Title 3 of the Municipal Code Relating to the Building Cost Index for Residential and Commercial Development Impact Fees. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

Ordinance No. 622

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 3 of the City of Moreno Valley Municipal Code by Amending Section 3.38.120 of Chapter 3.38, Relating to Residential Development Impact Fees, and Amending Section 3.42.110 of Chapter 3.42, Relating to Commercial Development Impact Fees

- F4. 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 Mayor Pro Tem West to receive and file the Legislative Status Report. Motion carried unanimously, Councilmember White absent.

- F5. CITY MANAGER'S REPORT (Informational Oral Presentation – not for Council action)

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to add the following item (F6) to the Council agenda. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

- F6. APPROPRIATION OF FUNDS FOR THE BIOLOGICAL STUDY AT THE FUTURE CANYON SPRINGS GOLF COURSE

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to appropriate up to \$42,000 from the Zone A Fund balance to complete the biological study. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

Councilmember Stewart made a motion, seconded by Councilmember Flickinger to undo the above action and open the agenda item for public comments. Motion carried 4-0-1, Councilmember White absent. Roll call 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 Flickinger to appropriate up to \$42,000 from the Zone A Fund balance to complete the biological study. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

## **G. LEGISLATIVE ACTIONS**

ORDINANCES - 1ST READING AND INTRODUCTION - NONE

ORDINANCES - 2ND READING AND ADOPTION

- G1. ORDINANCE NO. 616, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORENO VALLEY, CALIFORNIA, AMENDING TITLE 9 OF THE MORENO VALLEY MUNICIPAL CODE BY AMENDING CHAPTERS 9.03,

9.04, 9.05, 9.07, 9.08, 9.09, 9.11, 9.13 AND 9.16, ADDING A NEW CHAPTER 9.17 REGARDING LANDSCAPE REQUIREMENTS; AND REPEALING ORDINANCE NO. 247, "CITY OF MORENO VALLEY LANDSCAPE DEVELOPMENT GUIDELINES AND SPECIFICATIONS" (RECEIVED FIRST READING AND INTRODUCTION FEBRUARY 11, 2003 ON A 5-0 VOTE)

Councilmember Flickinger made a motion, seconded by Councilmember Stewart to adopt Ordinance No. 616. Motion carried 4-0-1, Councilmember White absent. Roll call vote.

#### Ordinance No. 616

An Ordinance of the City Council of the City of Moreno Valley, California, Amending Title 9 of the Moreno Valley Municipal Code by Amending Chapters 9.03, 9.04, 9.05, 9.07, 9.08, 9.09, 9.11, 9.13 and 9.16, Adding a New Chapter 9.17 Regarding Landscape Requirements; and Repealing Ordinance No. 247, "City of Moreno Valley Landscape Development Guidelines and Specifications"

ORDINANCES - URGENCY ORDINANCES – NONE

RESOLUTIONS – NONE

**CLOSED SESSION - NONE**

**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 10:35 p.m. by unanimous informal consent.

Submitted by:

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Alice Reed, City Clerk  
Secretary, Moreno Valley Community Services District

Secretary, Community Redevelopment Agency of the City of Moreno Valley

Approved by:

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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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