

# CITY OF PERRIS

*MINUTES:* City Council, Redevelopment Agency,  
Perris Public Finance Authority &  
Perris Public Utilities Authority  
*Date of Meeting:* 27 September 2005  
*Time of Meeting:* 6:00 p.m.  
*Place of Meeting:* City Council Chambers

**1. CALL TO ORDER:**

The Honorable Mayor Busch called the Joint City Council, Redevelopment Agency, Perris Public Finance Authority and Perris Public Utilities Authority Meeting to order.

*6:25 p.m. Called to Order*

**2. ROLL CALL:**

Council Members Present: Yarbrough, Landers, Motte, Rogers, Busch

*All Council Members present.*

Staff Members Present: City Manager Apodaca, City Attorney Dunn, Community Development Director Barnes, City Engineer Motlagh, Finance Director Carr, Public Works Director Ansari, Assistant to City Manager Madkin, Planning Manager Belmudez, Police Chief Kestell, and City Clerk Rey.

*Staff Members Present*

**3. INVOCATION:**

Pastor Fred Mumford  
Faith Missionary Baptist  
1895 Weston Road  
Perris, CA

*Pastor Mumford led the Invocation.*

**4. PLEDGE OF ALLEGIANCE:**

Councilman Yarbrough led the Pledge of Allegiance.

*Councilman Yarbrough led the Pledge of Allegiance.*

**5. PRESENTATIONS/ANNOUNCEMENTS:**

Thane Young of Van Scoyoc Association gave an update regarding Federal Lobbying.

*Thane Young, Van Scoyoc Association, gave an update regarding Federal Lobbying.*

Mr. Young presented an update on the status of projects for which they were working to obtain funding for the City. He reported that when the Transportation Authorization Bill was passed, it included \$800,000 for the I-215/Hwy 74 Interchange. He said they had requested an additional \$1 million for the project and were hoping for funding as the Transportation Appropriations Bill was considered this year.

*Mr. Young presented an update on the status of City of Perris projects for which they were trying to get funding.*

Mr. Young said there was also a request pending in that bill for \$6.5 million for Orange, Rider and Nuevo street improvements. One bill that was completed was the Interior and Environment Appropriations Bill. They were unable to obtain funding for the Orange Empire Depot as they had hoped, but could consider that again next year. Regarding the Flood Control Project, he said that Congress still had before it the Water Resources Development Act, to allow flood control projects to be reimbursed. He also mentioned a bill pending before Congress that would allow a percentage of flood control projects to be reimbursed.

*Mr. Young reported on various other projects.*

Mr. Young said that the City of Perris has a tremendous representation in Congress in Congressman Issa, who has made it very clear that Perris is a very good priority for him and that he has been working very hard on these projects.

*Mr. Young commented on the City's tremendous representation in Congress through Congressman Issa.*

**COUNCIL QUESTIONS AND DISCUSSION:**

*Council Questions/Discussion*

Councilmember Yarbrough had a question for the City Engineer regarding the request for funding for crossings at Nuevo, Orange and Rider, and also asked if the funding request for the Depot could be resubmitted. Mr. Young suggested two different sources of funding that could be pursued in 2006.

*Councilmember Yarbrough's questions regarding funding for crossings and the Depot.*

Mayor Pro Tem Motte suggested seeking funding for trails.

*Mayor Pro Tem Motte suggested seeking funding for trails.*

**6. APPROVAL OF MINUTES:**

- A. Approval of the Minutes of the Joint Work Session and Regular Meeting of the City Council, Redevelopment Agency, Perris Public Finance Authority and Perris Public Utilities Authority held August 30, 2005.

*Approval of Minutes of the Joint Work Session and Regular Meeting of the City Council, RDA, PPFA and PPUA Meeting held August 30, 2005.*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*

M/S/C: (Yarbrough/Landers) to approve the Minutes of the Joint Work Session and Regular Joint City Council, Redevelopment Agency, Perris Public Finance Authority and Perris Public Utilities Authority Meeting held on August 30, 2005.

*Motion to approve the Minutes of August 30, 2005.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

7. **CONSENT CALENDAR:**

Mayor Busch called for any comments regarding Consent Calendar items only.

*Mayor Busch called for comments regarding Consent Calendar only.*

**PUBLIC COMMENT:**

*Public Comment*

A representative of EMWD said, referencing the Resolution regarding Enchanted Heights septic tank prohibition, that it would also help their agency complete their grants, being what the two forms of government needed to show a proven need for sewer facilities in that area. He asked that a copy of the approved Resolution be sent to Tony Pack and John Ward of EMWD. It was further mentioned that EMWD had also recently contracted with Thane Young to be their lobbyist in Washington.

*A representative of EMWD expressed EMWD's pleasure with the Resolution regarding the Enchanted Heights area.*

Mayor Pro Tem Motte abstained from Item B due to a conflict of interests. He also had a comment regarding Item O.

*Mayor Pro Tem Motte abstained from Item B and commented regarding Item O.*

Councilmember Rogers wished to have it noted that she was voting "No" on Item C regarding the Ordinance amending the bidding process, as she had at the First Reading.

*Councilmember Rogers wished to have it noted that she was voting "No" on the Ordinance amending the bidding process, as she had at the First Reading.*

- A. Adopt Second Reading of Ordinance Numbers 1170 and 1171 amending the Central/North Perris, 1987, and 1994 Redevelopment Plans pursuant to Senate Bills 211 and 1045.

*Adoption of Second Reading of Ordinance Numbers 1170 and 1171 amending the Central/North Perris, 1987, and 1994 Redevelopment Plans pursuant to Senate Bills 211 and 1045.*

The Second Reading of Ordinance Number 1170 is entitled:

AN ORDINANCE OF THE CITY OF PERRIS AMENDING CERTAIN TIME LIMITS WITH RESPECT TO THE REDEVELOPMENT PLAN FOR THE CENTRAL/NORTH PERRIS REDEVELOPMENT PROJECT AREA PURSUANT TO SENATE BILL 211 AS CODIFIED IN HEALTH AND SAFETY CODE SECTION 33333.2 AND 33333.6(e)(2)(B).

*Second Reading of Ordinance Number 1170 amending certain time limits with respect to the Redevelopment Plan for the Central/North Perris Redevelopment Project Area pursuant to SB 211 as codified in Health & Safety Code Section 33333.2 and 33333.6(e)(2)(B).*

The Second Reading of Ordinance Number 1171 is entitled:

AN ORDINANCE OF THE CITY OF PERRIS AMENDING CERTAIN TIME LIMITS WITH RESPECT TO THE REDEVELOPMENT PLANS FOR THE CENTRAL/NORTH PERRIS, 1987, AND 1994 REDEVELOPMENT PROJECT AREAS PURSUANT TO SENATE BILL 1045 AS CODIFIED IN HEALTH AND SAFETY CODE SECTIONS 33333.2(c) AND 33333.6(e)(2)(C).

*Second Reading of Ordinance Number 1171 amending certain time limits with respect to the Redevelopment Plans for the Central/North Perris, 1987, and 1994 Redevelopment Project Areas pursuant to SB 1045 as codified in*

*Health & Safety Code Section 33333.2(c) and Section 33333.6(e)(2)(C).*

- B. Adopt Second Reading of Ordinance Number 1172 amending the Zoning Map to change the zoning designation of 10 acres of land designated R-20,000 Residential to R-10,000 Residential located on the northwest corner of Metz Road and Webster Avenue. Applicant: MR-10 LLC.

*Adoption of Second Reading of Ordinance Number 1172 amending the Zoning Map to change the zoning designation of 10 acres of land designated R-20,000 to R-10,000 at the NW corner of Metz Rd. and Webster Ave. (MR-10 LLC)*

*(Mayor Pro Tem Motte abstained from this item.)*

The Second Reading of Ordinance Number 1172 is entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING ZONE CHANGE NO. 04-0601 TO CHANGE THE ZONING DESIGNATION FROM R-20,000 RESIDENTIAL TO R-10,000 RESIDENTIAL ON 10 ACRES OF LAND ON THE NORTHWEST CORNER OF METZ ROAD AND WEBSTER AVENUE; AND MAKING FINDINGS IN SUPPORT THEREOF.

*Second Reading of Ordinance Number 1172 approving ZC 04-0601 to change the zoning designation from R-20,000 to R-10,000 on 10 acres of land on the NW corner of Metz Rd. and Webster Ave.*

- C. Adopt Second Reading of Ordinance Number 1173 amending Chapter 3.32 of the Municipal Code Regarding Bidding Procedures.

*Adoption of Second Reading of Ordinance Number 1173 amending Chapter 3.32 of the Municipal Code regarding Bidding Procedures.*

The Second Reading of Ordinance Number 1173 is entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS AMENDING CHAPTER 3.32 OF THE MUNICIPAL CODE REGARDING BIDDING PROCEDURES.

*Second Reading of Ordinance Number 1173 amending Chapter 3.32 of the Municipal Code regarding Bidding Procedures.*

- D. Adopt Resolution Number 3494 regarding a septic tank prohibition in the Enchanted Heights community.

*Adoption of Resolution Number 3494 regarding*

Resolution Number 3494 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING A POTENTIAL HEALTH HAZARD AND ESTABLISHING A SEPTIC TANK PROHIBITION FOR THE COMMUNITY OF ENCHANTED HEIGHTS.

*Resolution Number 3494 declaring a potential health hazard and establishing a septic tank prohibition for the community of Enchanted Heights.*

- E. Approve Social Service Agreement with E.P.O.C.H. (Establishing Principles & Opportunities Create Hope, Inc.) for the Youth Employability Program funded by the 31<sup>st</sup> Year 2005-2006 Community Development Block Grant (CDBG).

*Approval of Social Service Agreement with EPOCH for the Youth Employability Program funded by the 31<sup>st</sup> Year 2005-06 CDBG.*

- F. Approval to purchase police equipment with asset forfeiture funds.

*Approval to purchase police equipment with asset forfeiture funds.*

G. Adopt Resolution Numbers 3495 through 3497 regarding Annexation of Tract 31683 to Maintenance District No. 84-1, which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company)

*Adoption of Resolution Numbers 3495 through 3497 regarding Annexation of Tract 31683 to MD 84-1, which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company)*

Resolution Number 3495 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION TO MAINTENANCE DISTRICT NUMBER 84-1 (TRACT 31683).

*Resolution Number 3495 initiating proceedings, appointing the Engineer of Work, ordering the preparation of a district map indicating the proposed boundaries of an annexation to MD 84-1, and for providing other engineering services in the matter of the Annexation to MD 84-1 (Tract 31683).*

Resolution Number 3496 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OF PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR ANNEXATION OF TRACT 31683 TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1.

*Resolution Number 3496 of preliminary approval of Engineer's Report for Annexation of Tract 31683 to MD 84-1.*

Resolution Number 3497 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO CITY OF PERRIS MAINTENANCE DISTRICT NUMBER 84-1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO MAINTENANCE DISTRICT NUMBER 84-1 AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AS ANNEXATION OF TRACT 31683 TO MAINTENANCE DISTRICT NUMBER 84-1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO.

*Resolution Number 3497 declaring intention to order the annexation to MD 84-1, declaring the work to be of more local than ordinary public benefit; specifying the exterior boundaries of the area to be annexed to MD 84-1 and to be assessed the cost and expense thereof; designating said annexation as Annexation of Tract 31683 to MD 84-1; determining that these proceedings shall be taken pursuant to the Landscaping & Lighting Act of 1972; and offering a time and place for hearing objections thereto.*

H. Adopt Resolution Number 3498 regarding Annexation of Tract 31683 to Flood Control Maintenance District No. 1, which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company).

*Adoption of Resolution Number 3498 regarding Annexation of Tract 31683 to FCMD-1, which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company)*

Resolution Number 3498 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO AUTHORIZE LEVYING ASSESSMENTS UPON CERTAIN PARCELS OF REAL PROPERTY, TO ORDER ANNEXATION OF TRACT 31683 TO BENEFIT ZONE 18, FLOOD CONTROL MAINTENANCE DISTRICT NUMBER 1, PURSUANT TO THE BENEFIT ASSESSMENT ACT OF 1982; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO.

*Resolution Number 3498 declaring intention to authorize levying assessments upon certain parcels of real property, to order Annexation of Tract 31683 to BZ 18, FCMD-1, pursuant to the Benefit Assessment Act of 1982; and offering a time and place for hearing objections thereto.*

- I. Adopt Resolution Numbers 3499 through 3501 regarding Annexation of Tract 31683 to Landscape Maintenance District No. 1 (LMD-1), which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company)

*Adoption of Resolution Numbers 3499 through 3501 regarding Annexation of Tract 31683 to LMD-1, which includes 15 single-family homes along Candlestick Way between Orange and Flame Avenues. (Joud Construction Company)*

Resolution Number 3499 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, INITIATING PROCEEDINGS, APPOINTING THE ENGINEER OF WORK, ORDERING THE PREPARATION OF A DISTRICT MAP INDICATING THE PROPOSED BOUNDARIES OF AN ANNEXATION TO THE CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, AND FOR PROVIDING OTHER ENGINEERING SERVICES IN THE MATTER OF THE ANNEXATION OF BENEFIT ZONE 18 TO LANDSCAPE MAINTENANCE DISTRICT NUMBER 1 (TRACT 31683).

*Resolution Number 3499 initiating proceedings, appointing the Engineer of Work, ordering the preparation of a district map indicating the proposed boundaries of an annexation to LMD-1, and providing other engineering services in the matter of the Annexation of BZ 18 to LMD-1 (Tract 31683).*

Resolution Number 3500 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, OF PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR ANNEXATION OF TRACT 31683 TO BENEFIT ZONE 18, CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1.

*Resolution Number 3500 of preliminary approval of Engineer's Report for Annexation of Tract 31683 to BZ 18, LMD-1.*

Resolution Number 3501 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, DECLARING INTENTION TO ORDER THE ANNEXATION TO BENEFIT ZONE 18, CITY OF PERRIS LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, DECLARING THE WORK TO BE OF MORE LOCAL THAN ORDINARY PUBLIC BENEFIT; SPECIFYING THE EXTERIOR BOUNDARIES OF THE AREA TO BE ANNEXED TO BENEFIT ZONE 18, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1, AND TO BE ASSESSED THE COST AND EXPENSE THEREOF; DESIGNATING SAID ANNEXATION AS ANNEXATION OF TRACT 31683 TO BENEFIT ZONE 18, LANDSCAPE MAINTENANCE DISTRICT NUMBER 1; DETERMINING THAT THESE PROCEEDINGS SHALL BE TAKEN

*Resolution Number 3501 declaring intention to order the annexation to BZ 18, LMD-1, declaring the work to be of more local than ordinary public benefit; specifying the exterior boundaries of the area to be annexed to BZ 18, LMD-1, and to be assessed the cost and expense thereof; designating said annexation as Annexation of Tract 31683 to Benefit Zone 18, LMD-1;*

PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972; AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO.

*determining that these proceedings shall be taken pursuant to the Landscaping & Lighting Act of 1972; and offering a time and place for hearing objections thereto.*

- J. Adopt Resolution Numbers 3502 and 3503 regarding Annexation of Triple Crown Elementary School to the City’s Maintenance Districts located north of Orange Avenue and between Geary Street and Wilson Avenue (Val Verde Unified School District).

*Adoption of Resolution Numbers 3502 and 3503 regarding Annexation of Triple Crown Elementary School to the City’s Maintenance Districts located north of Orange Ave. and between Geary St. and Wilson Ave. (Val Verde Unified School District)*

Resolution Number 3502 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE ANNEXATION OF CERTAIN TERRITORY TO LANDSCAPE MAINTENANCE DISTRICT NO. 1 AND MAINTENANCE DISTRICT NO. 84-1 (TRIPLE CROWN ELEMENTARY SCHOOL).

*Resolution Number 3502 ordering the annexation of certain territory to LMD-1 and MD 84-1 (Triple Crown Elementary School).*

Resolution Number 3503 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE ANNEXATION OF CERTAIN TERRITORY TO FLOOD CONTROL MAINTENANCE DISTRICT NO. 1 (TRIPLE CROWN ELEMENTARY SCHOOL).

*Resolution Number 3503 ordering the annexation of certain territory to FCMD-1 (Triple Crown Elementary School).*

- K. Adopt Resolution Numbers 3404 and 3405 regarding Annexation of Parcel Map 31832 to the City’s Maintenance Districts located at the northeast corner of Indian Avenue and Oleander Avenue. (Storm Property Inc.)

*Adoption of Resolution Numbers 3404 and 3405 regarding Annexation of Parcel Map 31832 to the City’s Maintenance Districts located at the NE corner of Indian Ave. and Oleander Ave. (Storm Property Inc.)*

Resolution Number 3504 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE ANNEXATION OF CERTAIN TERRITORY TO LANDSCAPE MAINTENANCE DISTRICT NO. 1 AND MAINTENANCE DISTRICT NO. 84-1 (PARCEL MAP 31832).

*Resolution Number 3504 ordering the annexation of certain territory to LMD-1 and MD 84-1 (Parcel Map 31832).*

Resolution Number 3505 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ORDERING THE ANNEXATION OF CERTAIN TERRITORY TO FLOOD CONTROL MAINTENANCE DISTRICT NO. 1 (PARCEL MAP 31832).

*Resolution Number 3505 ordering the annexation of certain territory to FCMD-1 (Parcel Map 31832).*

- L. Adopt Resolution Number 3506 regarding annexation of DPR 04-0343 to the City’s Maintenance Districts, located on the northwest corner of Indian Avenue and Oleander Avenue. (Dan Martin and Rene Riley)

*Adoption of Resolution Number 3506 regarding Annexation of DPR 04-0343 to City’s Maintenance Districts,*

*located on the NW corner of Indian Ave. and Oleander Ave. (Dan Martin and Rene Riley)*

Resolution Number 3506 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, ORDERING THE ANNEXATION OF CERTAIN TERRITORY TO FLOOD CONTROL MAINTENANCE DISTRICT NO. 1 (DPR 04-0343).

*Resolution Number 3506 ordering the annexation of certain territory to FCMD-1 (DPR 04-0343).*

- M. Approve the Law Enforcement Grant Application to supplement the cost of the Southwest Corridor Task Force.

*Approval of the Law Enforcement Grant Application to supplement the cost of the Southwest Corridor Task Force.*

- N. Approve Settlement and Release Agreement with Century-TCI California, L.P., and adopt Resolution Number 3507 regarding transfer of cable television franchise.

*Approval of Settlement and Release Agreement with Century-TCI California, LP, and adoption of Resolution Number 3507 regarding transfer of cable television franchise.*

Resolution Number 3507 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, PROVIDING APPROVAL FOR TRANSFER OF CONTROL OF THE CABLE TELEVISION FRANCHISE TO TIME WARNER CABLE, INC.

*Resolution Number 3507 providing approval for transfer of control of the cable television franchise to Time Warner Cable, Inc.*

- O. Adopt Resolution Number 3508 approving the submittal of an application for grant funds from the Recreational Trails Program.

*Adoption of Resolution Number 3508 approving the submittal of an application for grant funds from the Recreational Trails Program.*

Resolution Number 3508 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE RECREATIONAL TRAILS PROGRAM.

*Resolution Number 3508 approving the application for grant funds from the Recreational Trails Program.*

- P. Amend Conditions of Approval for Tract 31178, located at Evans Road and Rider Street, to allow for occupancy permit upon compliance with floodplain requirements. (Applicant: Meritage Homes)

*Amending of Conditions of Approval for Tract 31178, located at Evans Rd. and Rider St., to allow for occupancy permit upon compliance with floodplain requirements. (Meritage Homes)*

- Q. Adopt Resolution Number 3509 revising the fee schedule for the rental of the Bob Glass Gymnasium.

*Adoption of Resolution Number 3509 revising the fee schedule for the rental of the Bob Glass Gymnasium.*



Resolution Number 3509 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AMENDING THE REVISED CITY OF PERRIS COMMUNITY SERVICES FACILITIES FEE SCHEDULE AND RESCINDING RESOLUTION NUMBER 3067.

*Resolution Number 3509 amending the revised City of Perris Community Services Facilities Fee Schedule and rescinding Resolution Number 3067.*

R. Approval of Warrants.

*Approval of Warrants.*

M/S/C: (Landers/Busch) to approve the Consent Calendar.

*Motion to approve the Consent Calendar.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
(Balance of Consent Calendar)

*Balance of Consent Calendar Approved: 5-0*

NOES: Landers, Rogers (Item C)

ABSENT:

ABSTAIN: Motte (Item B)

**8. PUBLIC HEARINGS:**

A. Consideration to adopt Resolution Numbers 3510 through 3512 and adopt First Reading of Ordinance Number 1174 and Continuation of Election relating to Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris – Annexation No. 7 – Annexation of Tract Map No. 31683, located south of Orange, north of Flame, east of Firebrand and west of Redlands as shown on Map of Annexation No. 7 to the District. (Owner: Joud Construction Company, Inc.)

*Adoption of Resolution Number 3510 through 3512 and adoption of First Reading of Ordinance Number 1174 and Continuation of Election relating to CFD 2001-3 (North Perris Public Safety) – Annexation No. 7 – Annexation of TM 31683, located south of Orange, north of Flame, east of Firebrand and west of Redlands as shown on Map of Annexation No. 7 to the District. (Joud Construction Company, Inc.)*

Introduced by: Eric Dunn, City Attorney

City Attorney Dunn introduced Bond Counsel Anita Luck to conduct the election. Ms. Luck explained that on August 30<sup>th</sup> the Council had held a Public Hearing regarding Annexation No. 7 to CFD 2001-3 (North Perris Public Safety). As the ballot did not indicate a vote at that time, the election was continued to this meeting, and the property owner of all the land in Annexation filed a request to hold a new election, waiving any time period relating to the election. She said that if the Council decided to hold a new election, they would go forward with the Resolutions and First Reading of the Ordinance.

*City Attorney Dunn introduced Bond Counsel Anita Luck to conduct the Election. Ms. Luck explained the reason for the continued election.*

Ms. Luck read the following Resolution:

Resolution Number 3510 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE

*Resolution Number 3510 of the City Council acting as the legislative body of CFD 2001-3*

CITY OF PERRIS, DETERMINING TO CALL A NEW ELECTION RELATING TO ANNEXATION NO. 7 TO SAID DISTRICT.

*(North Perris Public Safety) determining to call a new Election relating to Annexation No. 7 to said District.*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*

M/S/C: (Rogers/Landers) to approve Resolution Number 3510.

*Motion to approve Resolution Number 3510.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch

*Approved: 5-0*

NOES:

ABSENT:

ABSTAIN:

Ms. Luck read the following Resolution:

Resolution Number 3511 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, CALLING A SPECIAL ELECTION TO SUBMIT TO THE QUALIFIED ELECTORS WITHIN PROPOSED ANNEXATION NO. 7 THE QUESTION OF ANNEXING SUCH TERRITORY AND LEVYING OF A SPECIAL TAX WITHIN THE AREA OF PROPOSED ANNEXATION NO. 7.

*Resolution Number 3511 of the City Council as the legislative body of CFD 2001-3 (North Perris Public Safety) calling a Special Election to submit to the qualified electors within proposed Annexation No. 7 the question of annexing such territory and levying of a special tax within the area of proposed Annexation No. 7.*

Mayor Busch called for a motion.

*The Mayor called for a motion.*

M/S/C: (Rogers/Landers) to approve Resolution Number 3511.

*Motion to approve Resolution Number 3511.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch

*Approved: 5-0*

NOES:

ABSENT:

ABSTAIN:

**Election**

*Election*

The City Clerk was requested to open the ballot.

*The City Clerk was requested to open the ballot.*

City Clerk Rey read the following ballot:

*City Clerk Rey read the ballot.*

Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 7, Special Tax and Appropriations Limit Election, September 27, 2005: The ballot was indicated as "Yes."

*Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris, Annexation No. 7, Special Tax and Appropriations Limit Election, September 27, 2005: The ballot was indicated as "Yes."*

Ms. Luck read the following Resolution:

Resolution Number 3512 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, DECLARING THE RESULTS OF A SPECIAL ELECTION RELATING TO ANNEXATION NO. 7 AND ORDERING THE ANNEXATION OF SUCH TERRITORY, THE LEVYING OF A SPECIAL TAX WITHIN THE AREA OF ANNEXATION NO. 7, AND DIRECTING THE RECORDING OF A NOTICE OF SPECIAL TAX LIEN.

*Resolution Number 3512 of the City Council acting as the legislative body of CFD 2001-3 (North Perris Public Safety) declaring the results of a Special Election relating to Annexation No. 7 and ordering the annexation of such territory, the levying of a special tax within the area of Annexation No. 7, and directing the recording of a Notice of Special Tax Lien.*

The Mayor called for a motion.

*The Mayor called for a motion.*

M/S/C: (Rogers/Landers) to approve Resolution Number 3512.

*Motion to approve Resolution Number 3512.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

Ms. Luck read the following Proposed Ordinance:

The First Reading of Proposed Ordinance Number 1174 is entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PERRIS, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-3 (NORTH PERRIS PUBLIC SAFETY) OF THE CITY OF PERRIS, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN ANNEXATION NO. 7 TO SAID DISTRICT.

*First Reading of Ordinance Number 1174 of the City Council acting in its capacity as the legislative body of CFD 2001-3 (North Perris Public Safety) authorizing the levy of a special tax within Annexation No. 7 to said District.*

PUBLIC COMMENT: None

*No Public Comment*

The Mayor called for a motion.

*The Mayor called for a motion.*

M/S/C: (Rogers/Landers) to adopt the First Reading of Proposed Ordinance Number 1174.

*Motion to approve the First Reading of Proposed Ordinance Number 1174.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

B. Consideration to adopt Resolution Number (next in order) approving the Open Space Element of City of Perris General Plan 2030.

*Consideration to adopt Resolution Number (next in order) approving the Open Space Element of City of Perris General Plan 2030.*

The Proposed Resolution Number (next in order) is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, ADOPTING THE OPEN SPACE ELEMENT OF GENERAL PLAN 2030 (PROJECT #01-0185)

*Resolution Number (next in order) adopting the Open Space Element of General Plan 2030.*

(CONTINUED TO DECEMBER 13, 2005)

***THIS ITEM WAS CONTINUED TO DECEMBER 13, 2005***

Introduced by: Olivia Barnes, Community Development Director

Director Barnes stated that the item in the Agenda Packet was actually a one-page submittal requesting a continuance of the Open Space Element discussion to the December 13<sup>th</sup> meeting, due to a request from the BIA for additional time to review the contents.

*Director Barnes stated that the item in the Agenda Packet was actually a one-page submittal requesting a continuance of the Open Space Element discussion to the December 13<sup>th</sup> meeting.*

PUBLIC COMMENT: None

*No Public Comment*

COUNCIL QUESTIONS AND DISCUSSION: None

*No Council Questions or Discussion*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*

M/S/C: (Rogers/Motte) to continue this item to the December 13, 2005 Council Meeting.

*Motion to continue the item to the December 13, 2005 Council Meeting.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

C. Consideration to adopt Resolution Number 3513 approving Tentative Parcel Map 33758, for the subdivision of a 2.01-acre site with commercial development into two (2) parcels located at the northeast corner of Perris Boulevard and Avocado Avenue. (Applicant: Makbulahamed Patel)

*Adoption of Resolution Number 3513 approving TPM 33758 for the subdivision of a 2.01-acre site with commercial development into two (2) parcels located at the NW corner of Perris Boulevard and Avocado Avenue. (Makbulahamed Patel)*

Resolution Number 3513 is entitled:

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING TENTATIVE PARCEL MAP 33758 FOR THE SUBDIVISION OF A 2.01-ACRE PARCEL INTO TWO LOTS WITH EXISTING DEVELOPMENT

*Resolution Number 3513 approving TPM 33758 for the subdivision of a 2.01-acre parcel into two lots with*

AT THE NORTHEAST CORNER OF PERRIS BOULEVARD AND AVOCADO AVENUE; AND MAKING FINDINGS IN SUPPORT THEREOF.

*existing development at the NE corner of Perris Blvd. and Avocado Ave.*

Introduced by: Olivia Barnes, Community Development Director

Director Barnes stated that Manager Belmudez would be introducing the item. Mr. Belmudez reported that the request was to divide an existing 2-acre site into two new parcels. He said this site currently consisted of the Perris Valley Car Wash and a new commercial strip center. This would allow the applicant to utilize the car wash as a separate entity from the strip mall. Mr. Belmudez said surrounding land uses included agricultural to the north and east, commercial to the south with residential to the southeast, and a medical center to the west. Staff and the Planning Commission recommended approval of this item.

*Director Barnes stated that Manager Belmudez would introduce the item. Mr. Belmudez said this was a request to divide an existing 2-acre site into two new parcels, currently occupied by a car wash and a commercial strip center.*

PUBLIC COMMENT: None

*No Public Comment*

COUNCIL QUESTIONS AND DISCUSSION: None

*No Council Questions or Discussion*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*

M/S/C: (Landers/Motte) to adopt Resolution Number 3513 to approve Tentative Parcel Map 33758 (TPM 05-0224) for the subdivision of a 2.01-acre site with commercial development into two (2) parcels, based on the findings and information contained in the Staff Report and the attached exhibits, and subject to the Conditions of Approval.

*Motion to adopt Resolution Number 3513 to approve TPM 33758 for the subdivision of a 2.01-acre site with commercial development into two parcels.*

AYES: Rogers, Yarbrough, Landers, Motte, Busch

*Approved: 5-0*

NOES:

ABSENT:

ABSTAIN:

- D. Consideration to adopt Resolution Number 3514 approving Negative Declaration (2202) and Tentative Parcel Map 33759 (05-0175) to subdivide 24.60 gross acres into five parcels within the Commercial Community Zone (CC), with a minimum lot size of 1.98 net acres and an average lot size of 3.99 net acres, located at the southwest corner of Morgan Street and Webster Avenue. (Applicant: Kaylind Commercial Contracting, Inc.)

*Adoption of Resolution Number 3514 approving ND 2202 and TPM 33759 to subdivide 24.60 gross acres into 5 parcels within the CC Zone, with a minimum lot size of 1.98 net acres and an average lot size of 3.99 net acres, located at the SW corner of Morgan St. and Webster Ave. (Kaylind Commercial Contracting, Inc.)*

Resolution Number 3514 is entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING A NEGATIVE DECLARATION (2202) AND TENTATIVE PARCEL MAP 33759 (05-0175) TO SUBDIVIDE 24.60 GROSS ACRES OF LAND AT THE SOUTHWEST CORNER OF MORGAN STREET AND WEBSTER AVENUE INTO 5 COMMERCIAL PARCELS, AND MAKING FINDINGS IN SUPPORT THEREOF.

*Resolution Number 3514 approving ND 2202 and TPM 33759 to subdivide 24.60 gross acres of land at the SW corner of Morgan St. & Webster Ave. into 5 commercial parcels.*

Introduced by: Olivia Barnes, Community Development Director

Manager Belmudez said this property, located to the south side of Morgan adjacent to the I-215, was somewhat irregular in shape, wrapping around existing school offices. The request was to subdivide the existing parcel into five new parcels for future development. The surrounding uses included school offices, the high school, vacant land, the Ross Distribution Center, and the 215 freeway. The zoning was presently commercial. This application had been taken before the Planning Commission, and their recommendation was for the Council to approve the request.

*Manager Belmudez stated that this request was to subdivide an existing parcel into five new parcels for future development. The Planning Commission recommended the Council's approval.*

PUBLIC COMMENT: None

*No Public Comment*

COUNCIL QUESTIONS AND DISCUSSION:

*Council Question/ Discussion*

Councilmember Landers asked if there were any plans for the type of buildings that would be on the property.

*Councilmember Landers asked if there were plans for the types of buildings that would be on the property.*

Mr. Belmudez responded that there was a potential RV dealer, some potential commercial, and some industrial which would require a zone change.

*Mr. Belmudez said there was a potential RV dealer, potential commercial, and some industrial that would require a zone change.*

Mr. Landers asked why the developers hadn't requested a zone change for the entire parcel. Mr. Belmudez explained that it was because they wanted to use part of it for commercial and part for industrial, and it was not wise to have a parcel with a split zone.

*Mr. Landers' question regarding the zoning was answered by Mr. Belmudez.*

Councilmember Rogers had an inquiry about the Mid-County alignment that would skirt the Val Verde District office. The answer was that it would be the northern alignment, which would be adjacent to the new school but could possibly also affect a part of this parcel.

*Councilmember Rogers' inquiry about the Mid-County alignment's impact on that parcel.*

The Mayor called for a motion.

*The Mayor called for a motion.*

M/S/C: (Landers/Motte) to adopt Resolution Number 3514 approving Negative Declaration 2202 and Tentative Parcel Map 33759 to subdivide 24.60 gross acres into five parcels.

*Motion to approve Resolution Number 3514 approving ND 2202 and TPM 33759 to subdivide 24.60 gross acres into five parcels.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch

*Approved: 5-0*

NOES:

ABSENT:

ABSTAIN:

9. **BUSINESS ITEMS (not requiring a “Public Hearing”):**

- A. Consideration for temporary authorization to operate a day care center located at 1201 North “A” Street. (Applicant: Anita Brown)

*Temporary authorization to operate a day care center located at 1201 N. “A” St. (Anita Brown)*

Introduced by: Olivia Barnes, Community Development Director

Manager Belmudez stated that this request was to allow the temporary occupancy and operation of a child care facility which would be a part of an existing church located on the east side of “A” Street. He said the zoning in the area was R-6,000 and a Conditional Use Permit was being processed and would go before the Planning Commission on October 19<sup>th</sup>. This request was to allow the facility to operate on a short-term basis until approval of the Conditional Use Permit. Surrounding land uses included another church adjacent and to the north, vacant land to the west, administrative offices to the south, and the I-215 to the east. The occupancy load would be limited to 49.

*Manager Belmudez explained the request for authorization for temporary occupancy and operation of a child care facility which would be a part of an existing church.*

**PUBLIC COMMENT:**

*Public Comment*

Applicant Anita Brown stated that they had a day care facility in Perris for four years until their lease expired, and now they were moving into the new location. She said that they had two small items to complete to obtain State approval, and that they were also going to obtain funding to provide the necessary parking.

*Applicant Anita Brown, who for four years had a day care facility in Perris, said they were very close to getting State approval of the new location.*

**COUNCIL QUESTIONS AND DISCUSSION:**

*Council Questions/Discussion*

Councilmember Yarbrough asked if the Conditional Use Permit was required because it was a day care facility. Mr. Belmudez responded that a day care facility in a residential zone requires a CUP. Mr. Yarbrough asked if the CUP was really necessary, or perhaps overkill. Director Barnes explained that a CUP was required by Code for the zoning because the nature of a day care facility is not necessarily associated with the practice, operation or function of the church; it is a commercial operation with the purpose of providing day care; therefore the impact it would create in a residential area must be considered. Mr. Yarbrough suggested that in the future, perhaps a little more flexibility could be put into the City’s policy.

*Councilmember Yarbrough had questions about the need for a Conditional Use Permit. Mr. Belmudez and Ms. Barnes responded.*

Councilmember Landers supported Mr. Yarbrough’s sentiments. He expressed appreciation for what the late Dr. Brown and his wife, Anita Brown, had done for the children and adults of the community and wished there was a way to waive the requirement.

*Councilmember Landers supported Mr. Yarbrough’s sentiments and expressed appreciation for what the Browns had done for the community.*

Councilmember Rogers said that this was definitely a hardship situation, with 35 children, having been displaced since September 1<sup>st</sup>, who were very eager to go back. She stated that

*Councilmember Rogers stressed the fact that this was a hardship situation, and also asked if the previous facility*

most of their parents were working poor people who needed adequate day care in the community. She said that the previous facility was also on property owned by First Baptist Church on 5<sup>th</sup> Street, and asked if that had been required to have a CUP as well. Ms. Barnes responded that it had been. Ms. Rogers asked if the entire church had been conditioned for that. Ms. Barnes answered that a separate CUP was done specifically for the day care facility, since it went way beyond the scope of the church and was not right on site, but rather a few blocks down from the church.

*had been required to have a CUP. Ms. Barnes responded.*

Ms. Rogers asked what the time frame was for the required parking lot, knowing that starting up with 35 displaced children, the cost of a parking lot could be quite enormous. Ms. Barnes said that had not been addressed in this particular request, but would be addressed through the Conditional Use Permit process. She said they had discussed the possibility of phasing in the improvements so they were not due immediately, and added that most of the work that had been done had actually been to meet the requirements of the Uniform Fire Code to obtain Fire Marshal clearance in order to meet one of the requirements for the State licensing. As Mrs. Brown had mentioned, she just had a couple of items to submit, at which time the State would grant her a license. With the granting of the license and the approval of an interim type of use, it would allow her to operate under the requirements of the law, both for the State Licensing Department and for the City of Perris. The other issues related to the lack of required improvements on site could be addressed through the Conditional Use Permit. Ms. Barnes said Mrs. Brown had indicated that it was a hardship for her as an operator and for the pastor of the church, so they were looking for ways to obtain funds. Additionally, the Planning Department had discussed the possibility of giving them a good six months to initiate the improvements.

*Ms. Rogers asked about the time frame for the required parking lot. Ms. Barnes responded.*

Ms. Rogers said that she would like to comment for the record that she “would hate to see 35 children displaced because we didn’t have a paved parking lot. I think that would definitely jeopardize the health, safety and welfare of the children of the community.”

*Ms. Rogers commented that she would hate to see 35 children displaced for lack of a parking lot.*

Mayor Busch asked if Mrs. Brown had possessed a State license previously. Ms. Barnes responded that she had had a State license as well as a CUP before, but was in the process of obtaining a license for this particular location, and the CUP was a land use application required under the City’s Zoning Code for this type of facilities.

*Mayor Busch asked if Mrs. Brown had possessed a State license previously. Ms. Barnes said she had, but was obtaining a license for this particular location.*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*



M/S/C: (Rogers/Yarbrough) to authorize temporarily the necessary authorization to operate the day care center located at 1201 N. "A" Street.

*Motion to authorize temporarily the necessary authorization to operate the day care center located at 1201 N. "A" Street.*

AYES: Yarbrough, Landers, Motte , Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

- B. Consideration to appoint a representative to Western Riverside Council of Governments.

*Appointment of a representative to WRCOG.*

Introduced by: Mayor Daryl Busch

Mayor Busch announced that Mr. Landers had submitted a request to be relieved of his duties as a representative to WRCOG. Because Councilmember Yarbrough, who is very active in the RCA and currently attends RCA meetings on the same day, at the same place, and around the same time as the WRCOG meetings, Mr. Busch submitted to the Council that it would be advantageous to appoint Mr. Yarbrough as the primary WRCOG representative, with Ms. Rogers as the alternate.

*Mayor Busch announced Mr. Landers' resignation from his duties as a representative to WRCOG and submitted to the Council that it would be advantageous to appoint Mr. Yarbrough as the primary WRCOG representative, with Ms. Rogers as the alternate.*

Mayor Busch called for a motion.

*Mayor Busch called for a motion.*

M/S/C: (Motte/Landers) to appoint Councilmember Yarbrough as the primary representative to WRCOG, with Councilmember Rogers designated as the alternate.

*Motion to appoint Councilmember Yarbrough as the primary representative to WRCOG, with Councilmember Rogers as the alternate.*

AYES: Yarbrough, Landers, Motte, Rogers, Busch  
NOES:  
ABSENT:  
ABSTAIN:

*Approved: 5-0*

Mayor Busch thanked Mr. Landers for his service to WRCOG.

*Mayor Busch thanked Mr. Landers for his service to WRCOG.*

Mr. Landers pointed out that within the next couple of years there were going to be some very important decisions made at the WRCOG level, and the City's representation there was very important.

*Mr. Landers pointed out the importance of the City's representation at WRCOG.*

**10. PUBLIC COMMENT/CITIZEN PARTICIPATION:**

- A. Dave Stuart, Operations Manager for the Perris Valley Chamber of Commerce, mentioned that he had flyers for the upcoming I-215 South Corridor Economic Development Summit. He also encouraged local citizens to participate in the United Way "Walk

*Dave Stuart, Operations Manager, mentioned that he had flyers for the upcoming I-215 South Corridor Economic Development Summit, and*

- N' Roll" fundraising event on Saturday, October 1. *encouraged local citizens to participate in United Way's "Walk N' Roll".*
- B. Tim Rodgers of the Perris Valley Chamber of Commerce gave an update on community events. *Tim Rodgers of the Perris Valley Chamber of Commerce gave an update on community events.*
- C. John Barnes thanked the Council and City Engineer Motlagh for replacing a section of Indian Avenue. *John Barnes thanked the Council and City Engineer Motlagh for replacing a section of Indian Avenue.*
- D. Anita Brown thanked the Council and the Planning Department for approving the temporary authorization to operate the day care center. *Anita Brown thanked the Council and the Planning Department for their assistance.*

**11. COUNCIL COMMUNICATIONS:**

- A. Councilmember Rogers reported that she, on behalf of the City, had been able to greet the Mexican Governor who was visiting the City Hall campus on September 25<sup>th</sup>. She also announced that on October 8<sup>th</sup> the Dr. Marvin L. Brown Scholarship Luncheon would be held at March Air Force Base. *Councilmember Rogers reported on having greeted the Mexican Governor who was visiting the City Hall campus. She also announced the Dr. Marvin L. Brown Scholarship Luncheon on October 8<sup>th</sup>.*
- B. Councilmember Yarbrough asked to have a Work Session to discuss the Emergency Operations and Response Plan for the City of Perris. *Councilmember Yarbrough asked to have a Work Session scheduled to discuss the Emergency Operations and Response Plan for the City.*
- C. Mayor Busch reported that he had also met the Governor at the TODEC Training Center Facilities Ceremony at the Bob Glass Gymnasium, where, he noted, there had been standing room only. *Mayor Busch also reported on meeting the Governor at the TODEC Ceremony.*
- D. Mayor Busch asked Chief Kestell to report on the presentation he had made earlier. Chief Kestell said he had been happy to present to the Council the four new motorcycles, four new motorcycle officers, and the traffic officers. *Chief Kestell reported that earlier in the evening he had presented to the Council the four new motorcycles, four new motorcycle officers, and the traffic officers.*

**12. CITY MANAGER'S REPORT:**

- A. City Manager Apodaca gave an update on the Council Community Chambers. He said the demolition work and new footings had almost been completed, with framing repairs to follow soon. It was hoped that the shell would be completed by March 2006, and shortly before that, Staff would be coming back to Council to bid out the tenant improvements. *City Manager Apodaca gave an update on the Council Community Chambers.*

**13. CLOSED SESSION:**

A. Conference with Real Property Negotiators – Government Code Section 54956.8

*Conference with Real Property Negotiators – Government Code Section 54956.8*

1. Property: APN 306-142-015

*Property: APN 306-142-015*

City Negotiators:

Hector Apodaca, City Manager

Michael McDermott, Real Estate Services Manager

B. Conference with Legal Counsel:  
Anticipated Litigation, Government Code Section 54956.9(c)  
(one case)

*Conference with Legal Counsel: Anticipated Litigation, Government Code Section 54956.9(c) (one case)*

Councilmember Landers abstained from this item, due to a potential conflict of interest, and left the Council Chambers.

*Councilmember Landers abstained from this item and left the Council Chambers.*

The City Council met in Closed Session at 7:30 and reconvened in Open Session at 9:30 p.m. to report on Closed Session matters.

*The Council reconvened in Open Session at 9:30 p.m. to report on Closed Session matters.*

On Agenda Item 13.A. the Council met with its real property negotiators to discuss price and terms of payment. Direction was given to the negotiators, but no reportable action was taken.

*On Item 13.A. the Council met with real property negotiators to discuss price and terms of payment. Direction was given to the negotiators, but no reportable action was taken.*

On Agenda Item 13.B. the Council met with its legal counsel regarding one case of anticipated litigation. Direction was given to the City Attorney, but no reportable action was taken.

*On Item 13.B. the Council met with legal counsel regarding one case of anticipated litigation. Direction was given to the City Attorney, but no reportable action was taken.*

**14. ADJOURNMENT:**

By unanimous consent, the Joint City Council, Redevelopment Agency, PPFA and PPUA Meeting was adjourned at 9:30 p.m. in honor of the late Nan Sanders.

*9:30 p.m. Joint City Council, Redevelopment Agency, PPFA and PPUA Meeting was adjourned in honor of the late Nan Sanders.*

Respectfully submitted,

---

Margaret Rey, City Clerk