

CITY OF PERRIS

MINUTES: Regular City Council Meeting
Date of Meeting: 29 January 2002
Time of Meeting: 6:00 p.m.
Place of Meeting: City Council Chamber-City Hall

1. CALL TO ORDER:

6:03 p.m. Called to Order

2. ROLL CALL:

All Present

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

Staff Members Present: City Manager Vasquez, Assistant City Manager Apodaca, City Attorney Dunn, Community Director Gutierrez, Finance Director Rogers-Elmore, City Engineer Motlagh, Public Services Director Owens, Fire Chief Williams, Police Chief Kestell, and City Clerk Rey.

3. INVOCATION:

Pastor Fred Mumford Performed Invocation

4. PLEDGE OF ALLEGIANCE:

Councilmember Rogers Led the Pledge

5. PRESENTATIONS: None

6. APPROVAL OF MINUTES:

To approve the minutes of the City Council Work Session held January 8, 2002 and Regular City Council Meeting of January 8, 2002.

Minutes for: City Council Work Session 01/08/02 & Regular City Council 01/08/02 Approved: 5-0

M/S/C (LANDERS/ROGERS) To approve the minutes of City Council Work Session held January 8, 2002 and Regular City Council Meeting of January 8, 2002.

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

7. PUBLIC COMMENT ON CONSENT CALENDAR ITEMS ONLY:

City Attorney Dunn requested to add Barratt’s Bidding Procedure to the agenda. Barratt was constructing certain public improvement for their project which was funded through the Community Facilities District. It came to our attention that as the bonds were being marketed there was grading to be completed on certain schedules represented in the marketing of the bonds. The bidding procedures involved by Barratt needed to be reviewed and approved by Council, in accordance with the Municipal Code. This item came up after the agenda was posted and action was necessary by Council, prior to February 8th. The item was to be placed under New Business 10.1 A.

City Attorney Dunn’s Recommendation

M/S/C (ROGERS/MOTTE) To add, to the agenda, Barratt’s Bidding Procedure and Council to review and approve in accordance with the Municipal Code.

*Addition of Barratt’s Bidding Procedure to the Agenda Under New Business 10.1 A
Approved: 5-0*

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

Ms. Haughney commented on Item I – Designated Official Car Allowance and suggested the City use the Federal Guideline for reimbursement at .34½¢ per mile. Going by an actual mileage reimbursement no one could make negative remarks.

Ms. Haughney’s Comments

Mr. Kaus voiced concern of the increase in car allowance; suggested to lease autos; and stated the current allowance was adequate.

Mr. Kaus’ Comments

Councilmember Landers requested to pull Item I – Designated Official Car Allowance.

Councilmember Landers’ Request to Pull Item I Designated Official Car Allowance

8. CONSENT CALENDAR

A. To adopt the second reading of Ordinance Number 1094 an ordinance authorizing the levy of a special tax within Community Facilities District No. 2001-2 (Villages of Avalon) of the City of Perris.

*Ordinance Number 1094 Authorizing Levy of Special Tax within CFD 2001-2 (Villages of Avalon)
Approved: 5-0*

To adopt Ordinance Number 1094 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. 2001-2 (VILLAGES OF AVALON) OF THE CITY OF PERRIS AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN SAID DISTRICT.

B. To approve the Contract with Shepherd & Staats, Inc. and authorize the Mayor to sign the agreement.

*Shepherd & Staats Contract & Authorize Mayor to Sign the Agreement
Approved: 5-0*

- C. To approve the Perris Valley Channel Cooperative Agreement (Tentative Tract Map 24111) as presented, authorize the Mayor to sign the agreement and return to Riverside County Flood Control.
- Perris Valley Channel Cooperative Agreement (TM 24111); Authorize Mayor to Sign Agreement & Return to Riverside County Flood Control. Approved: 5-0*
- D. To approve Extension of Time Case 02-0014, Tentative Tract Map 24111, to one year, with all conditions of approval remaining in full force and effect. Approval of this extension request extends the expiration date to March 8, 2003. The Tentative Tract Map 24111 is located at the southeast corner of Orange Avenue and Murrieta Road. Owner: Albert Womble.
- Extension of Time 02-0014 (TM 24111) One Year; COAs to Remain in Full Force & Effect; Expiration March 8, 2003 Approved: 5-0*
- E. To adopt proposed Resolution Number 2909, a resolution extending the Urgency Resolution increasing development fees for fire safety pending completion of an impact study.
- Resolution Number 2909, extending Urgency Resolution Increasing Development Fees/Fire Safety Pending Completion of an Impact Study Approved: 5-0*
- To adopt Resolution Number 2909 entitled:
- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, EXTENDING THE INCREASED INFRASTRUCTURE FEE FOR FIRE SAFETY PENDING COMPLETION OF AN IMPACT STUDY.
- F. To review and file Quarterly Investment Report (First Quarter) for Period Ending September 30, 2001.
- Review & File Quarterly Report Ending September 30, 2001 Approved: 5-0*
- G. To approve proposed Joint Community Facilities Agreement between the City of Perris and Romoland School District, and authorize the Mayor to sign the agreement.
- Joint Community Facilities Agreement between City of Perris & Romoland School District; Authorize Mayor to Sign Agreement Approved: 5-0*
- H. To adopt proposed Resolution Number 2910, a resolution adopting the optional City-Paid Benefits Plan Annual Rate Adjustment.
- Resolution Number 2910 Adopting Optional City-Paid Benefits Plan Annual Rate Adjustment Approved: 5-0*
- To adopt Resolution Number 2910 entitled:
- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, ADOPTING THE OPTIONAL CITY-PAID BENEFITS PLAN RATE ADJUSTMENTS FOR CALENDAR YEAR 2002.
- I. Designated officials Car Allowance.
- Resolution Number 2911 – Designated Officials Car Allowance Increase Approved: 3-2 Noes: Busch, Landers*
- To adopt Resolution Number 2911 entitled:
- A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, PROVIDING CAR ALLOWANCES FOR DESIGNATED OFFICIALS AND EMPLOYEES AND RESCINDING RESOLUTION NUMBER 2552.

Councilmember Landers commented the current allowance was not sufficient; and when he was elected to office he knew what the Council position paid. Councilmember Landers would like to postpone until budget review and voiced opposition to the proposed allowance.

Councilmember Landers' Comments

Mayor Pro Tem Yarbrough voiced support of the increase and indicated the proposal was not giving a \$400 car allowance because a \$150 car allowance existed. The increase would balance Council's car allowance with senior staff's current allowance utilized to conduct City business.

Mayor Pro Tem Yarbrough's Comments

Councilmember Rogers voiced support of the increase and indicated the proposal was fair and just. She said people were not aware of the number of functions attended (i.e workshops, seminars, Chamber of Commerce) by City Council Members as represents the ambassadors to the City to secure businesses and improve the image of the City.

Councilmember Rogers' Comments

City Manager Vasquez said there was not an extensive poll of other cities, but other cities were informally contacted. The Council Members of each city expended car allowance, equivalent, to their Department Heads. This proposal was an adjustment to the existing automobile allowance and was not a new cost or benefit to Council. The allowance was to pay for maintaining and operating vehicles in the conduct of City business.

City Manager Vasquez's Comments

Mayor Busch said the cost was warranted due to the number of functions attended by Council and the allowance would be reviewed at budget time to see the cost effect would be to Council.

Mayor Busch's Comments

M/S/C (ROGERS/MOTTE) To approve Designated Officials Car Allowance Increase.

*Designated Officials Car Allowance Increase
Approved: 3-2
Noes: Busch, Landers*

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

M/S/C (ROGERS/ MOTTE) To approve the Consent Calendar as presented with exception of Item I-Designated Official Car Allowance.

*Consent Calendar as Presented with Exception of Item I-Designated Official Car Allowance
Approved: 5-0*

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

9. PUBLIC HEARINGS:

9.1 NEW PUBLIC HEARINGS:

- A. Consideration and discussion to approve Childcare without development, Conditional Use Permit No. 01-0200: A request to establish a day care facility for a maximum of 32 children (age 6 weeks to six years) in the downtown specific Plan, Residential (7 dwelling units per acre) Zone on property located at 242 East 5th Street. Applicant: People’s Choice, Inc.

*Conditional Use Permit
01-0200 Approved: 5-0*

Community Director Gutierrez introduced the proposal and indicated it was a modification to an existing permit for the expansion of the Baptist Church and required a Conditional Use Permit per Municipal Code 19.83. There were findings that had to be made and staff’s analysis found that the project was exempt from CEQA and did not result in an environmental impact. Therefore, it was recommended that Council approve Conditional Use Permit 01-0200 with conditions.

*Community Director
Gutierrez’s Presentation*

PUBLIC COMMENT: None

CITY COUNCIL COMMENTS AND DISCUSSION: None

M/S/C (ROGERS/YARBROUGH) To approve Conditional Use Permit No. 01-0200 as presented.

*Conditional Use Permit
01-0200 Approved: 5-0*

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

9.2 CONTINUED PUBLIC HEARINGS: None

- A. Consideration and discussion to adopt proposed Resolution Number 2912, a resolution to form Community Facilities District No. 2001-3 (North Perris Public Safety) of the City of Perris and the levy of a special tax within said District. **(Continued from January 8, 2002 City Council Meeting).**

*Resolution 2912 -
Formation CFD 2001-3
(North Perris Public
Safety) & Levy a Special
Tax within said CFD
Approved: 5-0*

To adopt proposed Resolution Number 2912 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS DETERMINING THE VALIDITY OF PRIOR PROCEEDINGS, ESTABLISHING COMMUNITY FACILITIES DISTRICT NO. 2001-3, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 2001-3, ESTABLISHING AN APPROPRIATIONS LIMIT; AND TAKING CERTAIN OTHER ACTIONS RELATING TO SAID DISTRICT.

Mayor Busch cited ‘This was the time and place for the public hearing of the Community Facilities District 2001-3 (North Perris Public Safety) of the City of Perris and the levy of a special tax on property within the District and the establishment of an appropriations limits.’

*Mayor Busch’s
Introduction*

Before I formally reopen the hearing, are there any property owners or registered voters in the District who wish to file written protest? If so, they must file with City Clerk at this time. For the purpose of a majority protest, only written protests are to be considered.

Con't. Mayor Busch's Introduction

'There being no protest, the hearing was officially reopened. We will first have presentations by staff and the consultants about the formation of the District. After that, we will receive comments and questions and any oral protest from interested person. When all comments have been received the hearing will be closed.'

Attorney Messinger indicated the public hearing and adoption of the resolution would conclude the process to form Community Facilities District 2001-3 Public Safety. Testimony would be taken by interested parties and consider the resolution which would set the election, for CFD 2001-3, April 29th and certified at City Council Meeting of April 30th.

Attorney Messinger's Presentation

Mayor Busch called for oral protest or comments by the public on this item.

Mayor Busch Called for Protests or Comments

Mr. Vidal asked what length of time would money be seen coming from the CFD to the City. Would it be after all the homes were sold or after each home was sold a certain amount of money would go to the City for public safety.

Mr. Vidal's Queries

In response, Attorney Messinger said a portion of the money would be deposited into a segregated fund upon the issuance of the bonds related to the Villages of Avalon and those bonds were scheduled to close on February 7th. Money would start accruing into the segregated fund very soon. The ability to spend the money would not occur until after some final decisions made later this year as to how the Public Safety Services would be completely funded.

Attorney Messinger's Response

Mayor Busch asked City Clerk Rey if there were any protest count or mail.

Mayor Busch Asked City Clerk for Protest Count or Mail

In response, City Clerk Rey indicated there was no mail or protest count.

City Clerk Rey's Reply

CITY COUNCIL COMMENTS AND DISCUSSION: None

Mayor Busch closed the public hearing and called for a motion.

Mayor Busch Closed Public Hearing & Called for Motion

M/S/C (ROGERS/LANDERS) To adopt Resolution Number 2912 to form Community Facilities District No. 2001-3 (North Perris Public Safety), the levy of a special tax, establish an appropriations limit, and take certain other actions within said District.

*Resolution 2912-
Formation CFD 2001-3
(North Perris Public
Safety), Levy Special
Tax, Appropriations
Limit, & Certain Other
Actions within said
District
Approved: 5-0*

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

B. Consideration and discussion to adopt proposed Resolution Number (next in order) a resolution to determine the validity of prior proceedings, establishing Community Facilities District No. 2001-1(May Farms), authorizing the levy of a special tax within said District, establishing an appropriations limit, and taking certain other actions relating to said district. **(Continued from January 8, 2002 City Council Meeting).**

*Resolution Number (next
in order), Establishing
CFD 2001-1 (May
Farms); Levy Special
Tax; Appropriations limit
– Continued to April 30,
2002*

To adopt proposed Resolution Number (next in order) entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS DETERMINING THE VALIDITY OF PRIOR PROCEEDINGS, ESTABLISHING COMMUNITY FACILITIES DISTRICT NO. 2001-1, AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN COMMUNITY FACILITIES DISTRICT NO. 2001-1, ESTABLISHING AN APPROPRIATIONS LIMIT; AND TAKING CERTAIN OTHER ACTIONS RELATING TO SAID DISTRICT.

Mayor Busch cited: ‘This is the time and place for the continued public hearing for the Community Facilities District No. 2001-1 (May Farms) of the City of Perris, relating to the formation of the district, the authorization to levy a special tax on property within the District, the issuance of bonded indebtedness and the establishment of an appropriations limit.’

*Mayor Busch’s
Introduction*

The hearing is now officially opened. We will first have presentations by staff and the consultants about the formation of the District. After that, we will receive comments and questions from any interested persons.

Attorney Messinger said KB Home was the developer of this project and had been meeting with City Staff, City Manager and City Attorney. It was concluded that there needed to be additional time to determine how to meet the public safety obligations in connection with their development. KB Homes had agreed with the City to request a continuance to April 30, 2002, which was the date of certification of the Public Safety CFD, in order for all actions to be taken in conjunction with one another.

*Attorney Messinger’s
Presentation*

M/S/C (ROGERS/MOTTE) To continue Item B – Resolution Number (next in order), a resolution to determine the validity of prior proceedings, establishing Community Facilities District No. 2001-1 (May Farms), authorizing the levy of a special tax, establishing an appropriations limit, and taking certain other actions relating to said district, to April 30, 2002.

Resolution Number (next in order), Establishing CFD 2001-1 (May Farms); Levy Special Tax; Appropriations limit – Continued to April 30, 2002

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

C. Consideration and discussion to adopt proposed Resolution Number (next in order) a resolution to Incur Bonded Indebtedness in the amount of not to exceed \$98,000,000 within proposed Community Facilities District No. 2001-1 (May Farms) of the City of Perris. **(Continued from January 8, 2002 City Council Meeting).**

Resolution Number (next in order) Incur Bonded Indebtedness not to exceed \$98,000,000 within CFD 2001-1 (May Farms) Continued to April 30, 2002

To adopt proposed Resolution Number (next in order) entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 2001-1 (MAY FARMS) OF THE CITY OF PERRIS DETERMINING THE NECESSITY TO INCUR BONDED INDEBTEDNESS IN AN AMOUNT NOT TO EXCEED \$98,000,000 WITHIN SAID DISTRICT AND CALL A SPECIAL ELECTION.

Mayor Busch called for oral protests or comments by the public. There being none, Mayor Busch asked City Clerk Rey if any protests were received.

Mayor Busch Called for Oral Protests or Comments

In response, City Clerk Rey said there were no protests received.

City Clerk Rey's Response

M/S/C (ROGERS/MOTTE) To continue Item C – Resolution Number (next in order), a resolution to Incur Bonded Indebtedness in the amount of not to exceed \$98,000,000 within proposed Community Facilities District No. 2001-1 (May Farms), to April 30, 2002.

Resolution Number (next in order) Incur Bonded Indebtedness not to exceed \$98,000,000 within CFD 2001-1 (May Farms) Continued to April 30, 2002

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

10. NON-HEARING ITEMS:

10.1 NEW BUSINESS:

A. Consideration and discussion of Community Facilities District 2001-2 (Villages of Avalon) of the City of Perris.

Alternative Bidding Procedures to Allow Barratt to Bid a Single Contract for all Grading Approved: 5-0

Attorney Messinger said the proposal was a request for approval of alternative bidding procedures that would allow Barratt to bid a single contract for all grading (public/private portions). Representations had already been made in the official statement and bonds were currently being marketed. The Council was authorized under the ordinances of the City to approve and requested a minute action to approve the recommended action that appeared on Page 2 of the memorandum.

*Attorney Messinger's
Presentation*

PUBLIC COMMENT: None

CITY COUNCIL COMMENTS AND DISCUSSION: None

M/S/C (YARBROUGH/MOTTE) To approve the alternative bidding procedures that would allow Barratt to bid a single contract for all grading.

*Alternative Bidding
Procedures to Allow
Barratt to Bid a Single
Contract for all Grading
Approved: 5-0*

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

B. Consideration and discussion to authorize the Department of Public Works to contract improvements to the Goetz Road guardrail.

*Authorize Department
Public Works to Contract
Improvement to Goetz
Road Guardrail
Approved: 5-0*

City Engineer Motlagh said in September of 2000 a Traffic Report was commissioned by RK Engineering to determine the feasibility of installing a guardrail on Goetz Road. The report indicated the rail did not meet the warrants established by Caltrans. Therefore, Council took action that no facility should be installed. However, the Police Department and Public Safety Commission reviewed the guardrail issue and recommended Council to consider the issue and authorize the installation of a guardrail. Public Works had received two proposals and the cost was not to exceed \$12,000. If this proposal was approved the Capital Revolving Fund would be utilized.

*City Engineer Motlagh's
Representation*

Mike McAleavey, Chairperson of the Public Safety Commission, said they reviewed the issue and determined there was a need for the guardrail to enhance safety.

*Public Safety
Commission Chairperson
McAleavey*

PUBLIC COMMENT: None

CITY COUNCIL COMMENTS AND DISCUSSION:

Councilmember Landers asked Mr. McAleavey if there were problems with accidents in the area of concern and was there railing in place at this time. Councilmember Landers

*Councilmember Landers'
Queries & Comment*

commended the Public Safety Commission in their endeavors to enhance public safety and voiced support of the guardrail.

In response, Chairperson McAleavey said there were traffic accidents at that area and reflectors were in place.

*Public Safety
Commission Chairperson
McAleavey's Response*

Mayor Pro Tem Yarbrough commented on the Commission's discussion on this matter and if a guardrail could aide in containing an accident he supported the proposal. Mayor Pro Tem Yarbrough commended the Commission for following through with this issue.

*Mayor Pro Tem
Yarbrough's Comments*

Councilmember Motte voiced support of the installation of the guardrail.

*Councilmember Motte's
Comment*

M/S/C (ROGERS/YARBROUGH) To authorize the Department of Public Works to contract improvements to the Goetz Road guardrail.

*Authorize Department
Public Works to Contract
Improvement to Goetz
Road Guardrail
Approved: 5-0*

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

C. Consideration and discussion to adopt proposed Resolution Number 2913, a resolution appointing the City of Perris Chief of Police.

*Resolution Number 2913
Appointment of City of
Perris Chief of Police
(Captain Guy Kestell)
Approved: 5-0*

To adopt proposed Resolution Number 2913 entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS,
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPOINTING
THE CITY OF PERRIS CHIEF OF POLICE.

City Manager Vasquez said pursuant to Government Code the City Council appointed the Chief of Police to manage the Perris Police Department. The resolution would appoint Captain Guy Kestell, of the Riverside Sheriff Department, as the Police Chief.

*City Manager Vasquez's
Presentation*

PUBLIC COMMENT: None

CITY COUNCIL COMMENTS AND DISCUSSION:

City Council welcomed Captain Kestell to the City of Perris.

M/S/C (YARBROUGH/ROGERS) to adopt proposed Resolution Number 2913, a resolution appointing the City of Perris Chief of Police.

*Resolution Number 2913
Appointing the City of
Perris Chief of Police
(Captain Guy Kestell)
Approved: 5-0*

AYES: Rogers, Yarbrough, Landers, Motte, Busch

NOES:

Captain Kestell said he was very pleased to be in the City and thanked the Mayor and City Council for approving the last proposal (guardrail) because Goetz Road was a dangerous road. He hoped to make the City a safer place.

*Police Chief Kestell's
Comments*

C. Consideration and discussion regarding a Community Outreach Program.

*Community Outreach
Program Approved: 5-0*

Mayor Pro Tem Yarbrough said the Community Outreach Program was an opportunity and effort to introduce and interact with the public, community leaders, city staff and service organizations. The events would be held every other month on a date selected by staff, starting in March and continued through the end of the year. The programs would be publicized through local newspapers, cable TV and personal invitations mailed to residents within walking distance of the event. Personal invitations would be extended to service organizations.

*Mayor Pro Tem
Yarbrough's Presentation*

Participants would include two councilmembers, one representative from each city department, one representative from commissions and committees. Funding for refreshments would come from the Community Promotions Account.

Mr. Vidal voiced support of the program and complimented the Outreach Program.

Mr. Vidal's Comments

Councilmember Landers commented on past programs and Town Hall Meetings and congratulated Mayor Pro Tem Yarbrough on the Outreach Program.

*Councilmember Landers'
Comments*

Councilmember Motte commented the program had the same concept as the Town Hall Meetings and hoped for success.

*Councilmember Motte's
Comments*

Councilmember Rogers commended Mayor Pro Tem and felt that at all times the Elected Officials had to be accessible to the public.

*Councilmember Rogers'
Comments*

Mayor Busch supported the involvement of staff and called for a motion.

Mayor Busch's Comment

M/S/C (ROGERS/MOTTE) To approve the Community Outreach Program.

*Community Outreach
Program Approved: 5-0*

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

D. Consideration and discussion to approve additional funding for a second engine company for the winter months of 2002, to allow the Fire Department to continue safe and aggressive suppression of fires, and to be able to respond to multiple incidents without delay.

*Additional Funding for Second Engine Company Pulled/Continued to a Near Future Date
Approved: 5-0*

City Manager Vasquez requested to continue the proposal for further study, identify a funding source, and bring it back at some near future date.

City Manager Vasquez's Request to Continue Fire Department's Proposal

M/S/C (MOTTE/LANDERS) To pull and continue, to a near future date, the additional funding for a second engine company for winter months of 2002.

Additional Funding for Second Engine Company for Winter Months of 2002 Pulled & Continued to a near future date.

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

*Pulled for further Study & to Identify Funding Source
Approved: 5-0*

E. Appointments to Boards, Commissions and Committees – Appointments by Mayor.

Appointement Ratified by Mayor and Council

Mayor Busch said no appointments were made last year because at that time everyone was in position and working well. Since there had been an Election appointments would be made.

Mayor Busch's Introduction & Comments

The following appointments were made:

DEPARTMENT OF COMMUNITY ACTION-COMMUNITY ACTION COMMISSION

Councilperson Rita Rogers, Delegate December 2002
Councilperson Alfred Landers, Alternate December 2002

RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT

Mayor Pro Tem Raul (Mark) Yarbrough, Delegate December 2002
Councilperson John Motte, Alternate December 2002

RIVERSIDE TRANSPORTATION AGENCY

Councilperson John Motte, Delegate December 2002
Mayor Pro Tem Raul (Mark) Yarbrough, Alternate December 2002

WESTERN RIVERSIDE COUNCIL OF GOVERNMENTS

Mayor Daryl Busch, Representative December 2002
Councilperson Alfred Landers, Alternate December 2002

RIVERSIDE COUNTY HABITAT CONSERVATION AGENCY

Mayor Pro Tem Raul (Mark) Yarbrough, Delegate December 2002

- Councilperson Alfred Landers, Alternate December 2002

MARCH AIR FORCE BASE REALIGNMENT JOINT POWER AUTHORITY

- Mayor Daryl Busch, Representative December 2002
- Councilperson Alfred Landers, Representative December 2002
- Mayor Pro Tem Raul (Mark) Yarbrough, Alternate

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

- Mayor Pro Tem Raul (Mark) Yarbrough, Representative December 2002
- Councilperson Alfred Landers, Alternate December 2002

PERRIS VALLEY CHAMBER OF COMMERCE

- Community Director Olivia Gutierrez December 2002

EAST-WEST CORRIDOR COMMITTEE

- Councilperson Alfred Landers, Representative December 2002
- Mayor Pro Tem Raul (Mark) Yarbrough, Alternate December 2002

RIVERSIDE COUNTY LIBRARY SYSTEM ZONE ADVISORY BOARD

- Councilperson Rita Rogers, Representative December 2002

RIVERSIDE COUNTY TRANSPORTATION COMMISSION

- Mayor Daryl Busch, Representative December 2002
- Mayor Pro Tem Raul (Mark) Yarbrough, Alternate December 2002

COUNTY FREE LIBRARY ADVISORY COMMITTEE

- Beti An Hynes (V.P. of Friends of the Library) December 2002

RIVERSIDE COUNTY OFFICE ON AGING ADVISORY BOARD

- Mayor Pro Tem Raul (Mark) Yarbrough, Representative December 2002

THREE WORKING COMMITTEES

WAYS & MEANS

- Councilperson John Motte December 2002
- Councilperson Alfred Landers December 2002

PUBLIC WORKS

- Councilperson Raul (Mark) Yarbrough December 2002
- Councilperson Rita Rogers December 2002

PARKS & RECREATION

- Councilperson John Motte December 2002
- Councilperson Alfred Landers December 2002

City Attorney Dunn said the procedure would be that the Mayor made the appointments and ratified by Council.

City Attorney Dunn's Comment

Mayor Busch commended Mr. Yarbrough for doing an excellent job as Mayor Pro Tem and in order to rotate the Mayor appointed Councilmember Rogers as Mayor Pro Tem.

Mayor Busch's Appointment of Mayor Pro Tem – Rita Rogers

PUBLIC COMMENT:

Mr. Vidal commented that at the last meeting he recommended Councilmember Landers as City's representative to the March Joint Powers Authority.

Mr. Vidal's Comment

Mr. Kaus commended the appointments.

Mr. Kaus' Comment

CITY COUNCIL COMMENTS AND DISCUSSION:

Mayor Pro Tem Yarbrough indicated the City had to provide a resolution to the March Joint Powers Authority (JPA) in regards to the appointments. He voiced agreement with Mr. Vidal's recommendation and asked Councilmember Motte to consider exchanging one of his committees with Councilmember Landers. With Councilmember Landers experience, on the JPA Committee, it was critical to economic development.

Mayor Pro Tem Yarbrough's Comment & Request

Councilmember Motte had no problem in exchanging appointment from the March JPA to Riverside Transportation Agency.

Councilmember Motte's Comment

Councilmember Landers respectfully requested the Mayor to consider placing himself, Mayor Pro Tem Yarbrough and another Councilmember to the March JPA and place someone else on the Riverside Transportation Agency (RTA).

Councilmember Landers' Request

Mayor Busch recommended Councilmember be placed on the RTA and place Councilmember Landers to March JPA as representative and Mayor Pro Tem Yarbrough as alternate.

Mayor Busch's Revised Appointments

M/S/C (YARBROUGH/) To approve the Council's ratification of appointments as presented, bring back a resolution regarding March Joint Powers Authority, and appointment of Rita Rogers as Mayor Pro Tem.

Motion Failed- Mayor Pro Tem's Appointment was to be made by Motion of Council

City Attorney Dunn, for clarification, indicated that the Mayor Pro Tem position was a separate procedure and recommended to follow it up at the next meeting where a motion was to be made and appointed by Council. The March JPA appointments would need to be brought back with a Resolution.

City Attorney Dunn's Comments & Recommendation

M/S/C (ROGERS/YARBROUGH) To approve ratification of the appointments as presented and to bring forth a resolution for the March JPA appointments.

*Appointments Ratified & A Resolution for March JPA Representative to be brought forward to Council
Approved: 5-0*

AYES: Rogers, Yarbrough, Landers, Motte, Busch

NOES:

10.2 OLD BUSINESS: None

11. PUBLIC COMMENT:

Pastor Marvin Brown thanked Olivia Gutierrez, Rich Johnston, City Manager Vasquez and City Engineer Motlagh for their labor and work with the City and mentioned Candidate Marion Ashley.

Pastor Brown's Comments

Mr. Orbina, Government Affairs Manager Adelpia Communications, said Adelpia was in the process to upgrade their infrastructure which would include new services, expansion of channels, and provide residents with high speed internet services. The problem was Adelpia could not obtain permits or meet with City Staff. Mr. Orbina requested Council to direct staff to meet with Adelpia.

Adelpia, Mr. Orbina's Comments

12. CITY COUNCIL COMMENTS:

Mayor Pro Tem Yarbrough thanked everyone for their immediate support in regards to the Community Outreach Program and encouraged the public to participate.

Mayor Pro Tem Yarbrough's Comments

Councilmember Landers gave his new work phone number for those who wished to speak with him (909) 940-7417.

Councilmember Landers' Comment

Councilmember Rogers reported her attendance at a September 11th Memorial in Pasadena.

Councilmember Rogers'

Mayor Busch complimented Mr. Owens on his Work Session Presentation regarding renovation of Bob Glass Gymnasium.

Mayor Busch's Comment

13. CITY COUNCIL COMMITTEE REPORTS:

Mayor Pro Tem Yarbrough reported on a request made by Riverside County Conservation Agency Commission to utilize a City facility once a month on a Tuesday morning.

Mayor Pro Tem Yarbrough's Report

Mayor Busch announced Councilmembers Rogers, Landers, Yarbrough, City Manager Vasquez, City Clerk Rey and his attendance to the Chamber of Commerce Installation Dinner on Saturday, January 26th.

Mayor Busch's Announcement

14. CITY MANAGER'S REPORT:

City Manager Vasquez announced a reception to introduce Perris Police Chief Kestell and invited all public officials and residents. The reception will be held in the Recreation Room of the gymnasium on February 6th at noon.

City Manager Vasquez's Report

In response to comments made by Adelpia's representative, the City Manager understood the Cable Franchise was in the process of negotiation by the City's Franchise Attorneys. Negotiations could

take a year to two years to complete. The City Manager and City Attorney planned to meet with Mr. Orbina and update the Council at the next meeting.

Mayor Busch indicated that he did subscribed to Adelphia and the programs Mr. Orbina said Adelphia planned to incorporate were already in place.

*Mayor Busch's
Comments*

Councilmember Rogers indicated that she already had Adelphia's ditigal and expanded stations.

*Councilmember Rogers'
Comments*

Councilmember Landers said a reduction in fees might be in order.

*Councilmember Landers'
Comment*

15. AGENDA ITEMS/MEETING REQUESTS AND REVIEW: None

16. CLOSED SESSION: None

17. ADJOURNMENT: By unanimous consent the Regular City Council Meeting was adjourned at 7:27p.m.

*7:27 p.m. Regular City
Council Meeting
Adjourned.*

Respectfully Submitted,

Margaret Rey, City Clerk