



CITY COUNCIL CLOSED & REGULAR SESSION

550 E. Sixth Street, Beaumont, CA

Tuesday, August 02, 2022

Closed Session: 5:00 PM | Regular Meeting: 6:00 PM

Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packets are available for public inspection in the City Clerk's office at 550 E. 6th Street during normal business hours.

AGENDA

MEETING PARTICIPATION NOTICE

This meeting will be conducted utilizing teleconference communications and will be recorded for live streaming as well as open to public attendance subject to social distancing and applicable health orders. All City of Beaumont public meetings will be available via live streaming and made available on the City's official YouTube webpage. Please use the following link during the meeting for live stream access.

beaumontca.gov/livestream

Public comments will be accepted using the following options.

1. Written comments will be accepted via email and will be read aloud during the corresponding item of the meeting. Public comments shall not exceed three (3) minutes unless otherwise authorized by City Council. Comments can be submitted anytime prior to the meeting as well as during the meeting up until the end of the corresponding item. Please submit your comments to: nicolew@beaumontca.gov
2. Phone-in comments will be accepted by joining a conference line prior to the corresponding item of the meeting. Public comments shall not exceed three (3) minutes unless otherwise authorized by City Council. Please use the following phone number to join the call **(951) 922 - 4845**.
3. In person comments subject to the adherence of the applicable health orders and social distancing requirements.

In compliance with the American Disabilities Act, if you require special assistance to participate in this meeting, please contact the City Clerk's office using the above email or call **(951) 572 - 3196**. Notification 48 hours prior to a meeting will ensure the best reasonable accommodation arrangements.

CLOSED SESSION - 5:00 PM

A Closed Session of the City Council / Beaumont Financing Authority / Beaumont Utility Authority / Beaumont Successor Agency (formerly RDA)/Beaumont Parking Authority / Beaumont Public Improvement Authority may be held in accordance with state law which may include, but is not limited to, the following types of items: personnel matters, labor negotiations, security matters, providing instructions to real property negotiators and conference with legal counsel regarding pending litigation. Any public comment on Closed Session items will be taken prior to the Closed Session. Any required announcements or discussion of Closed Session items or actions following the Closed Session will be made in the City Council Chambers.

CALL TO ORDER

Mayor White, Mayor Pro Tem Martinez, Council Member Fenn, Council Member Santos, Council Member Lara

Public Comments Regarding Closed Session

- 1. Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8: Property: APNs 418-190-006, 418-190-007; 418-140-028; 418-140-029; and Portions of 418-190-004 and 418-190-005. Agency Negotiator: City Manager Elizabeth Gibbs. Negotiating Parties are City of Beaumont as Seller and 5th Street Development, LLC as Potential Buyer. Under Negotiation are Price and Terms**
- 2. Conference with Legal Counsel Regarding Existing Litigation Pursuant to Government Code Section 54956.9(d)(1): In the Matter of the Appeal of Membership Determination of James J. Gregg & City of Beaumont, OAH No. 201807055.1**
- 3. Public Employee Performance Evaluation pursuant to Government Code Section 54957. Title: City Manager.**
- 4. Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) and/or(3) Regarding Bid Protest Related to Westside Fire Station Project**

Adjourn to Regular Session

REGULAR SESSION - 6:00 PM

CALL TO ORDER

Mayor White, Mayor Pro Tem Martinez, Council Member Fenn, Council Member Santos, Council Member Lara

Report out from Closed Session
Action on any Closed Session Items
Action of any Requests for Excused Absence
Pledge of Allegiance
Invocation
Adjustments to the Agenda
Conflict of Interest Disclosure

ANNOUNCEMENTS/ RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

- 1. Proclamation - Purple Heart Day**
- 2. Cherry Festival Association Presentation to City Council**

PUBLIC COMMENT PERIOD (ITEMS NOT ON THE AGENDA)

Any one person may address the City Council on any matter not on this agenda. If you wish to speak, please fill out a "Public Comment Form" provided at the back table and give it to the City Clerk. There is a three (3) minute time limit on public comments. There will be no sharing or passing of time to another person. State Law prohibits the City Council from discussing or taking actions brought up by your comments.

CONSENT CALENDAR

Items on the consent calendar are taken as one action item unless an item is pulled for further discussion here or at the end of action items. Approval of all Ordinances and Resolutions to be read by title only.

3. Approval of Minutes

Recommended Action:

Approve Minutes dated July 19, 2022.

4. Ratification of Warrants

Recommended Action:

Ratify Warrants dated:

June 30, 2022

July 11, 2022

5. Accept Security Agreement and Performance and Payment Bonds for (Project / Bond Number / Improvement):

Plot Plan No. 2019-0223 / 674215565 / Streets

Recommended Action:

Accept Security Agreement and Performance and Payment Bonds for (Project / Bond number / Improvement):

- Plot Plan No. 2019-0223 / 674215565 / Streets

6. Authorize Staff to Issue a Bond Exoneration Letter for Performance and Payment Bonds, and Accept Maintenance Bonds

Recommended Action:

Authorize City staff to issue a Bond Exoneration Letter for Performance and Payment Bonds and Accept Maintenance Bonds for (Project / Bond Number / Improvement / Maintenance Bond Number):

- Tract Map No. 37426 / 0216988 / Street / 0216988-M
- Tract Map No. 31462-7 / PB00535000069 / Monuments
- Tract Map No. 31462-7/ PB00535000068 / Street, Sewer, & Storm Drain / PB00535000068-M

7. Adopt Resolution of the City Council Ordering the Collection of Weed Abatement Charges and Directing the County Auditor to Collect Such Fees on the Tax Rolls

Recommended Action:

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Ordering the Collection of Weed Abatement Charges and Directing the County Auditor to Collect Such Fees on the Tax Rolls.”

8. Approve the Second Amendment of the Wastewater Treatment Plant Chemical Supply Contract with HASA, Inc.

Recommended Action:

Approve a second amendment to the Chemical Supply Agreement with HASA, Inc., extending the duration of the contract for one year and agreeing to the adjusted rates as outlined in the amendment.

9. Approve the Second Amendment of the Wastewater Treatment Plant Chemical Supply Contract with NorthStar Chemical

Recommended Action:

Approve a second amendment to the Chemical Supply Agreement with NorthStar Chemical with any non-substantive changes made by the City Attorney consisting of a one-year extension of the existing contract for the supply of the listed chemicals with adjusted quarterly rates as outlined, not to exceed the Producer Price Index by Commodity for chemicals, currently running at 16%.

10. Amendment to the Perricone Juices Pretreatment Facilities Agreement with an Extension until December 31, 2023

Recommended Action:

Approve an amendment to the Perricone Juices Pretreatment Facilities Agreement, granting an extension to December 31, 2023, including a \$3.24/HCF rate for July 1, 2022 through June 30, 2023, and a \$3.41/HCF rate for the period of July 1, 2023 through December 31, 2023.

PUBLIC HEARINGS

Approval of all Ordinances and Resolutions to be read by title only.

11. Public Hearing to Consider the Placement of Delinquent Sewer Service Charges on The Property Tax Roll

Recommended Action:

Conduct a public hearing, and

Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Authorizing the Collection of Delinquent Sewage Service Fees and Charges on the Property Tax Roll.”

12. Public Hearing to Consider the Placement of Delinquent Solid Waste Handling Service Charges on The Property Tax Roll

Recommended Action:

Conduct a public hearing, and

Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Authorizing the Collection of Delinquent Solid Waste Handling Service Charges on the Property Tax Roll.”

ACTION ITEMS

Approval of all Ordinances and Resolutions to be read by title only.

13. Update from Mayor Pro Tem Martinez on Delivering the Letter Regarding “Failure to Represent the Residents of Beaumont” to the County of Riverside Board of Supervisors

Recommended Action:

Receive and file.

14. Authorize Employment Contract with City Manager

Recommended Action:

Approve the employment agreement with Elizabeth Gibbs and authorize the Mayor to sign the agreement.

15. Approval of Compensation Plan and Salary Table

Recommended Action:

Approval of the Compensation Plan and Salary Table.

16. Annual Resolution Directing the Riverside County Auditor-Controller to Place the Levy of Special Taxes for the City’s Community Facilities Districts on the Fiscal Year 2022-2023 County Tax Roll

Recommended Action:

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1, 2016-1, 2016-2, 2016-3, 2016-4, 2018-1, 2019-1 and 2021-1 and Directing the County Auditor to Collect the Same on the Tax Rolls (93-1, 2016-1, 2016-2, 2016-3, 2016-4, 2018-1, 2019-1 and 2021-1).”

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 18) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 18)”

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 14 and 14B) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 14 and 14B).”

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 9) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 9).”

Waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 17A) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 17A).”

17. Award a Public Works Agreement to Kemcorp Construction Inc. for Construction of Westside Fire Station CIP 2018-028

Recommended Action:

Waive all minor bid irregularities and award a public works agreement to Kemcorp Construction Inc. for construction of Westside Fire Station CIP 2018-028 in an amount not to exceed \$7,475,000; and, authorize the City Manager to sign change orders up to an additional \$638,500 for a total construction budget of \$8,113,500.

18. Update on Veterans and First Responders Memorial Plaza Improvement Project

Recommended Action:

Receive and file the concept plans and digital renderings. Make any suggestions or remarks pertaining to the improvement plans of the Veterans and First Responders Memorial Plaza, and
Direct staff to proceed with a Request for Proposal for Professional Services of a Landscape Architect for full design of the plaza to include engineered plans and complete construction documents.

19. Banking Services Contract

Recommended Action:

Authorize the Mayor to sign the contract and authorize the City Manager to sign any associated agreements between the City and Wells Fargo to provide continuity of banking services needed to ensure timely processing of financial activities.

20. Traffic Mitigation Measures for Veile Avenue at Sixth Street

Recommended Action:

Provide staff direction on whether or not to implement recommended traffic mitigation measures.

21. Review and Discussion of Continuing or Rescinding Local Emergency Declaration Established via the Adoption of City of Beaumont Resolution No. 2020-07 Adopted on March 17, 2020

Recommended Action:

Review and discuss Resolution No. 2020-07; and
Take no action and keep the existing declaration of emergency resolution in place; OR
Direct staff to bring back Resolution No. 2020-07 at the next regular City Council meeting on August 16, 2022, for rescission in its entirety; and

Direct staff to begin notification of all elected and appointed officials of the requirement for in person meetings after August 16, 2022.

22. Discussion on a Proposed Land Use Management Policy for Logistics, Warehouse, Distribution and Other Similar Industrial Development

Recommended Action:

Adopt the Land Use Management Policy; or

Discuss and provide direction to staff on the draft Land Use Management policy.

LEGISLATIVE UPDATES AND DISCUSSION

ECONOMIC DEVELOPMENT UPDATE

Economic Development Committee Report Out and City Council Direction

CITY TREASURER REPORT

Finance and Audit Committee Report Out and City Council Direction

CITY CLERK REPORT

CITY ATTORNEY REPORT

CITY MANAGER REPORT

23. Park Projects at a Glance

FUTURE AGENDA ITEMS

COUNCIL REPORTS

- Lara
- Santos
- Fenn
- Martinez
- White

ADJOURNMENT

The next regular meeting of the Beaumont City Council, Beaumont Financing Authority, the Beaumont Successor Agency (formerly RDA), the Beaumont Utility Authority, the Beaumont Parking Authority and the Beaumont Public Improvement Agency is scheduled for Tuesday, August 16, 2022, at 5:00 p.m., unless otherwise posted.