



MINUTES
City Council Meeting
Tuesday, October 15, 2019
Council Chambers
550 E 6th St. Beaumont, Ca
Closed Session: 5:00 PM
Regular Session: 6:00 PM

CLOSED SESSION

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 at 5:01 p.m.

Present: Mayor Martinez, Mayor Pro Tem Santos, Council Member Carroll, Council Member Lara, and Council Member White

1. Public Comments Regarding Closed Session

No speakers

2. Public Employee Performance Evaluation Pursuant to Government Code Section 54957(b)(1) - Employee Title: City Manager

No reportable action.

3. Conference with Labor Negotiator Pursuant to Government Code Section 54957.6. Agency Designated Representatives: Ray Santos and Nancy Carroll. Unrepresented Employee: City Manager

No reportable action.

4. Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8 for Property Known as Vacant Land APN 418-190-004, 005, 006, and 007. Agency Negotiator: City Manager Todd Parton or his Designee. Negotiating Parties: City of Beaumont and MJC Investment Property I, LLC. Under Negotiation: Price and Terms

No reportable action.

5. Conference with Legal Counsel - Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) and/or (3) (one potential case)

**City Attorney John Pinkney recused himself on this item.
No reportable action.**

Adjourn to Closed Session

REGULAR SESSION

CALL TO ORDER at 6:16 p.m.

Present: Mayor Martinez, Mayor Pro Tem Santos, Council Member Carroll, Council Member Lara, and Council Member White

Report out from Closed Session: *see above*
Action on any Closed Session items: **None**

Action on any requests for excused absence: **None**
Pledge of Allegiance
Approval/Adjustments to Agenda: **None**
Conflict of Interest Disclosure: **None**

ANNOUNCEMENTS/RECOGNITIONS/PROCLAMATIONS/CORRESPONDENCE

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.

1. Ratification of Warrants
2. Approval of Minutes
3. Notice of Planning Commission Vacancy
4. Approval and Adoption of Resolution Amending Conflict of Interest Code

5. Request for Facility and Staff Fee Waiver- Beaumont Cherry Valley Rotary Club Senior Thanksgiving Dinner

PUBLIC HEARINGS

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

6. Proposed Amendments to Beaumont Municipal Code Chapter 17.12 Adult Entertainment and Chapter 5.44 Massage Establishments Regulating the Permitting and Operation of Massage Establishments to Comply with State Law

Public Hearing opened and closed at 6:21 p.m.

**Moved by Mike Lara
Seconded by Nancy Carroll**

Waive the first full reading and approve by title only, "An Ordinance of the City of Beaumont Approving Amendments to the City of Beaumont Municipal Code Pertaining to the Regulation of Massage Establishments: Amending Title 5, Chapter 5.44."

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote. 5-0 on a recorded vote

ACTION ITEMS

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

7. Approval by Community Facilities District No. 2016-4 (Four Seasons) of the Issuance of its Special Tax Bond, Series 2019

**Moved by Lloyd White
Seconded by Rey Santos**

To waive the full reading and adopt by title only, "A Resolution of the City Council of the City of Beaumont, Acting as the Legislative Body of the City of Beaumont Community Facilities District No. 2016-4, Authorizing the Issuance of its 2019 Special Tax Bonds in an Aggregate Principal Amount Not to Exceed \$5,000,000 and Approving Certain Documents and Taking Certain Other Actions in Connection Therewith."

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd

White, and Rey Santos

Approved by a unanimous vote. 5-0 on a recorded vote

8. Award of Contract to M. Brey Electric, Inc., for City-Wide Electrical Services

Moved by Lloyd White

Seconded by Mike Lara

Award a public works repair and maintenance agreement for City-wide electrical services to M. Brey Electric, Inc. for a period not-to-exceed three years, and authorize the Mayor to execute the agreement on behalf of the City of Beaumont.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote. 5-0 on a recorded vote

9. Award a Contract to Moore & Associates, Inc., to Perform a Comprehensive Operations Analysis of the Transit Services in an Amount Not-To-Exceed \$121,563.80

Moved by Lloyd White

Seconded by Nancy Carroll

**Award a contract to Moore & Associates, Inc., in an amount not-to-exceed \$121,563.80; and
Authorize the Mayor to execute a professional services agreement with Moore & Associates, Inc.**

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote. 5-0 on a recorded vote

10. Award of Construction Contract to TSR Construction and Inspection in an Amount Not-to-Exceed \$237,700 for the Community Development Block Grant (CDBG) Project - Rangel Park Improvements Project (2018-005A) CDBG 5.BEA.36-18 and Authorize the City Manager to Execute Change Orders in an Amount Not-to-Exceed \$23,770 for a Total Contract Amount Not-to Exceed \$261,470

Moved by Nancy Carroll

Seconded by Mike Lara

Award a construction contract in the amount not-to-exceed \$237,700 to TSR Construction and Inspection for the Rangel Park Improvements Project (Project 2018-005A) 5.BEA.36-18, Authorize the Mayor to execute the public works agreement on behalf of the City of Beaumont, and Authorize the City Manager to approve any recommended change orders in an amount not-to-exceed \$23,770.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

11. Approval of a Five-Year Purchase Contract with Axon Enterprise, Inc. for Taser 7 Systems in an Amount Not to Exceed \$78,549.76

**Moved by Julio Martinez
Seconded by Mike Lara**

Approve a five-year purchase contract with Axon Enterprises, Inc., in an amount not to exceed \$78,549.76 and as provided in quote Q-212204-43591.913TC.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

12. An Interim Urgency Ordinance for a Temporary Moratorium Prohibiting Public Storage Facilities, Moving and Storage Establishments, Automobile Parking Facilities (Including Recreational Vehicles), Truck Stops and Terminals, and Building Storage Yards

**Moved by Mike Lara
Seconded by Julio Martinez**

Waive the full reading and adopt by title only, "An Interim Urgency Ordinance of The City of Beaumont, Enacting A Temporary Moratorium Prohibiting Public Storage Facilities, Moving and Storage Establishments, Automobile Parking Facilities (Including Recreational Vehicles), Automobile Parking Facilities, Truck Stops and Terminals and Building

Storage Yards, Pursuant to Government Code Section 65858.”

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

13. Consideration to Cancel December 17, 2019 City Council Meeting

**Moved by Lloyd White
Seconded by Rey Santos**

To direction to staff to cancel the December 17, 2019 City Council Meeting.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

14. City Council Approval of Change Order No. 9 for the Wastewater Treatment Plant Upgrade/Expansion in the Amount Not to Exceed \$138,531.73

**Moved by Lloyd White
Seconded by Rey Santos**

To approve Change Order No. 9 for the Wastewater Treatment Plant Expansion/Renovation Project in the amount not to exceed \$138,531.73.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

15. Approval of City Attorney Invoices for the Month of September 2019

City Attorney, John Pinkney recused himself on this item.

**Moved by Mike Lara
Seconded by Nancy Carroll**

To approve invoices in the amount of \$110,707.04.

Ayes: Mike Lara, Julio Martinez, Nancy Carroll, Lloyd White, and Rey Santos

Approved by a unanimous vote.

16. Legislative Updates and Discussion

COUNCIL REPORTS

- **Carroll** - *Attended the Banning State of the City, attended RTA meetings, and RTA rodeo.*
- **Lara** - *Reported out from the WRCOG executive meeting.*
- **Martinez** - *Attended the Mayor's Meeting, Banning State of the City, an RCA meeting and thanked staff for their support during the Calimesa fire.*
- **Santos** - *Hosted the Beaumont Clean Air event.*
- **White** - *No report.*

ECONOMIC DEVELOPMENT UPDATE

Economic Development Committee report out.

CITY TREASURER REPORT

Finance and Audit Committee report out.

CITY CLERK REPORT

Reported out from a meeting at the Registrar of Voters regarding their new voting machines and system. Gave a summary of the Public Records Requests for the month of September.

CITY ATTORNEY REPORT

CITY MANAGER REPORT

Introduced the new Chief Building Official, Pedro Rico.

FUTURE AGENDA ITEMS

- Skate park research

ADJOURNMENT

Adjournment of the City Council of the October 15, 2019 Meeting at 7:39 p.m.

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, November 5, 2019, at 5:00 p.m. or thereafter as noted on the posted Agenda for Closed Session items in the City Council Board Room No. 5, followed by the regular meeting at 6:00 p.m. or thereafter as noted on the posted Agenda at City Hall.

Beaumont City Hall – Online www.BeaumontCa.gov