

CITY COUNCIL CLOSED & REGULAR SESSION

550 E. 6th Street, Beaumont, CA

Tuesday, March 03, 2020 - 6:00 PM

MINUTES

REGULAR SESSION

6:00 PM

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 at 5:01 p.m.

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

Public Comments Regarding Closed Session

No speakers.

1. Conference with Legal Counsel Existing Litigation Pursuant to Government Code Section 54956.9(d)(4): American International Group ("AIG")

No discussion.

2. Conference with Legal Counsel Existing Litigation Pursuant to Government Code Section 54956.9(d)(1):
 1. Urban Logic v. City of Beaumont et. al. Case No. RIC 1797201
 2. City of Beaumont et. al. v. Norton Rose Fullbright US, LLP Case No. RIC1904645
 3. City of Beaumont v. McFarlin & Anderson et. al. Case No. RIC1813359
 4. Alphonso Hatcher, Sr. v. City of Beaumont et al., Case No. MVC1913810

1. No reportable action

2. No reportable action

3. No reportable action

4. Motion by Mayor Pro Tem Lara Second by Council Member Carroll To defend the lawsuit

**Approved by a 4-0 vote
Absent: White**

Adjourn to Regular Session

REGULAR SESSION - 6:00 PM

CALL TO ORDER

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

Absent: Council Member White

Report out from Closed Session: *see above.*

Action on any Closed Session items: *see above.*

Action of any requests for Excused Absence: **Council Member White**

Pledge of Allegiance

Approval / Adjustments to the Agenda: **None**

Conflict of Interest Disclosure: **None.**

ANNOUNCEMENTS/ RECOGNITION / 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.

T. Wortley - Expressed concerns of people running stop signs in Fairway Canyon.

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. Approval of Minutes

Recommended Action:

Approval of Minutes dated February 18, 2020.

2. Ratification of Warrants

Recommended Action:

Approval of Warrants dated January 16, 2020.

3. Performance Bond Acceptance and Security Agreement for SDC Fairway Canyon, LLC Tract 31462 Street Improvements

Recommended Action:

Accept the following bond and security agreement:

- Performance bond No. 1001124448 for street improvements for Tract 31462

4. Resolution of the City Council of the City of Beaumont Authorizing the Application for and to Sign Certain Assurances with Respect to the Applications for Local, State and Federal Program, Project or Grants Relating to the Receipt of the Volkswagen Environmental Mitigation Trust Funding

Recommended Action:

Waive the full reading and adopt by title only, "A Resolution of the City Council of the City of Beaumont Authorizing the Application for and to Sign Certain Assurances with Respect to Applications for Local, State, and Federal Programs, Projects or Grants Relating to the Receipt of the Volkswagen Environmental Mitigation Trust Funding."

5. Notice of Vacancies – Finance and Audit Committee and Economic Development Committee

Recommended Action:

Direct staff to post notices regarding the vacancies until filled.

6. Request for Destruction of Retention Met Records

Recommended Action:

Waive the full reading and adopt by title only, "A Resolution of the City of Beaumont Authorizing Destruction of Certain Records in Accordance with the Records Retention Schedule Adopted by City Council."

7. Consider a One (1) Year Extension of Time for Tentative Tract Map No. 36583 to Subdivide 192.61 Acres into 497 Residential Lots with a Minimum Lot Size of 7,000 Square Feet Located North of Brookside Avenue, South of Cherry Valley Boulevard, west of Hannon Road and East of the I-10 Freeway

Recommended Action:

Staff recommends the City Council approve a one (1) year extension of time for Tentative Tract Map No. 36583.

Motion made by Mayor Pro Tem Lara

Seconded by Council Member Carroll

To approve the Consent Calendar.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

PUBLIC HEARINGS

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

8. Public Hearing and Consideration of a Request for Modification of the Conditions of Approval for Plot Plan 07-PP-12 for 13.6 Acres Located within the Sundance Specific Plan at the Northwest Corner of Eighth Street and Highland Springs Avenue

Public Hearing opened and closed at 6:42 pm

**Motion made by Mayor Pro Tem Lara
Seconded by Mayor Santos.**

To Approve the proposed modification of condition 4.10.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

9. Public Hearing and First Reading of an Ordinance Amending Sections 12.08.010 and 17.11.040 of the Beaumont Municipal Code Sections 12.08.010 and 17.11.040 of the Beaumont Municipal Code.”

Public Hearing opened at 6:43 p.m.

D. Fussel - Asked for a continuance of this item.

Public Hearing closed at 6:51 p.m.

**Motion made by Mayor Pro Tem Lara
Seconded by Mayor Santos**

To waive the full reading and approve at its first reading by title only, “An Ordinance of the City Council of the City of Beaumont Amending Sections 12.08.010 and 17.11.040 of the Beaumont Municipal Code” with the modifications suggested.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

10. Public Hearing and Consideration of An Interim Urgency Ordinance for a Temporary Moratorium Prohibiting Tire Sales and Tire Repair Establishments

Public Hearing opened and closed at 6:57 pm

Motion made by Council Member Carroll

Seconded by Mayor Pro Tem Lara

To waive the full reading and adopt by title only, "An Interim Urgency Ordinance of The City of Beaumont, Enacting A Temporary Moratorium Prohibiting Tire Sales and Tire Repair Establishments, Pursuant to Government Code Section 65858."

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

ACTION ITEMS

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

11. Extend Dudek, Inc., Contract for Groundwater and Surface Water Monitoring Services Related to the Maximum Benefit Monitoring Program for the Beaumont and San Timoteo Groundwater Management Zones

Motion made by Mayor Pro Tem Lara

Seconded by Council Member Carroll

To extend Contract with Dudek, Inc., for the 2020 Maximum Benefit Report for groundwater and surface water monitoring in the amount not to exceed \$51,460.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

12. Update Regarding the West Side Fire Station Construction Project and Cal Fire Presentation Regarding Community Fire Hazard

Presentation given.

13. Proposed Refunding of Outstanding Bonds Related to Improvement Areas 7B, 7C, 8C, 17B and 20 of Community Facilities District No. 93-1

Motion made by Council Member Carroll

Seconded by Mayor Pro Tem Lara

As The City Council acting as the legislative body of the Community Facilities District 93-1 authorize City staff and the City's financing team to pursue the issuance of the proposed 2020

Refunding Bonds, based on the estimated savings analysis completed on February 27, 2020. Additionally staff recommends setting a minimum NPV savings threshold equal to 7% of the par value refunded for each of the Outstanding Bonds.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

14. Award the Public Works Agreement to Match Corporation for Construction Services of the FY 19/20 Street CIP Program in an Amount Not to Exceed \$2,618,032, and Authorize the City Manager to Sign Change Orders up to an Additional \$261,804 for a Total Not to Exceed Construction Budget of \$2,879,836

**Motion made by Mayor Pro Tem Lara
Seconded by Mayor Santos**

To award the Public Works Agreement to Match Corporation for construction services of the FY 19/20 Street CIP Program in an amount not to exceed \$2,618,032, and authorize the City Manager to sign change orders up to an additional \$261,804 for a total not to exceed construction budget of \$2,879,836.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

15. Review of FY 2019 Audited Financial Statements

**Motion made by Mayor Pro Tem Lara
Seconded by Council Member Carroll**

To receive and file the FY 2019 Audited Financial Statements and the Single Audit Report for FY 2019.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

16. Approval of Invoice from Riverside County Fire Department for 2nd Quarter Fire Services

**Motion made by Council Member Carroll
Seconded by Mayor Pro Tem Lara**

To approve payment of the FY 2020 2nd Quarter Fire Services invoice from Riverside County Fire Department in the amount of \$1,099,979.11.

Ayes: Council Member Martinez, Council Member Carroll, Mayor Pro Tem Lara, Mayor Santos

Absent: Council Member White

Approved by a 4-0 vote.

17. Pension Liability Presentation and Discussion

Direction to staff to look into the trust options and bring back for consideration.

18. Fiscal Year 2020/21-2022/23 Short Range Transit Plan – First Draft

Report was received.

19. Draft Triennial Performance Audit of the City of Beaumont Transit Fiscal Years 2016-2018

Report received.

20. Update on Pass Zone Technical Advisory Committee

Report received.

LEGISLATIVE UPDATES AND DISCUSSION

21. Townsend Legislative Update

COUNCIL REPORTS

- **Carroll** – No report.
- **Lara** – Gave a report out from the WRCOG meeting, attended the Great Shake event at San G middle school. Congradulated the girls soccer and wrestling teams.
- **Martinez** - Gave a report out from the RCA meeting.
- **Santos** – Attended the BHS girls soccer game, the San G middle school Great Shake event and the Mayor’s roundtable.
- **White** – absent.

ECONOMIC DEVELOPMENT UPDATE

Next meeting will be March 11, 2020.

CITY TREASURER REPORT

Next meeting will be March 9, 2020.

CITY CLERK REPORT

Gave a status report of Public Records requests and the current election vote status for State Senate.

CITY ATTORNEY REPORT

22. Status of Litigation

CITY MANAGER REPORT

Attended a Caltrans meeting.

FUTURE AGENDA ITEMS

WRCOG powerpoint

Recognition of the T-Now Centerpiece participants

ADJOURNMENT at 10:20 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, March 17, 2020, 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