



CITY COUNCIL CLOSED & REGULAR SESSION

550 E. 6th Street, Beaumont, CA

Tuesday, June 15, 2021

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

MINUTES

CLOSED SESSION - 4:30 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 4:32 p.m.

Present: Mayor Lara, Mayor Pro Tem White (at 4:33 p.m.), Council Member Martinez, Council Member Fenn, Council Member Santos

Public Comments Regarding Closed Session

1. Conference with Legal Counsel Regarding Pending Litigation Pursuant to Government Code Section 54956.9(d)(1). One case: City of Beaumont v. Urban Logic, Inc. et. al. RIC 1707201

No reportable action.

2. Conference with Legal Counsel Regarding Existing Litigation Pursuant to Government Code Section 54956.9(d)(1). One Case: San Timoteo Watershed Management Authority v. City of Banning et. al. (Case No. RIC 389197)

No reportable action.

3. Conference with Legal Counsel - Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d)(2) - Written Claim from Steve Fortier, Antoinette Belcher, & Michael Fortier

**Motion by Mayor Lara
Second by Mayor Pro Tem White
To deny the claim
Approved by a unanimous vote.**

4. Conference with Labor Negotiators - Pursuant to Government Code Section 54957.6 City Designated Representatives City Manager Todd Parton and Administrative Services Director Kari Mendoza. Employee Organizations: Beaumont Police Officers Association and SEIU
No reportable action.

5. Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4) - One Potential Case
No reportable action.

Adjourn to Regular Session

REGULAR SESSION - 6:00 PM

CALL TO ORDER at 6:32 p.m.

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

Report out from Closed Session: **See above**
Action on any Closed Session Items: **None**
Action of any Requests for Excused Absence: **None**
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. Medina - Expressed concerns with closing Viele at 6th Street.
D. Valdivia - Expressed concerns with closing Viele at 6th Street.

D. Castaldo - Expressed concerns regarding the drivers on California St. Spoke of concerns with ordinances having implications on small businesses.

D. Valdivia Jr. - Expressed concerns with closing Viele, asked for an update with the completion of Rangel Park.

N. Hall - Expressed concerns with traffic on Viele and 1st Street and asked for additional street access to the neighborhoods south of 6th Street, west of California.

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

Recommended Action:

**Ratify warrants dated:
May 13, 2021,
May 20, 2021, and
May 27, 2021.**

2. Approval of Minutes

Recommended Action:

Approval of Minutes dated June 1, 2021.

3. Second Reading for Consideration of Adoption of a Development Agreement for Beaumont Crossroads I (Formally Known as Rolling Hills Ranch Specific Plan) Establishing Sewer Discharge Limitations

Recommended Action:

Waive the second full reading and adopt by title only, "An Ordinance of the City Council of the City of Beaumont adopting the Development Agreement between the City of Beaumont and Beaumont Crossroads I."

4. Authorize City Staff to Issue a Bond Exoneration Letter for Performance and Payment Bond No. 106679751 for Fourth Street Traffic Signal and Striping Improvements associated with Parcel Map No. 34209, Accept Maintenance Bond No. 107366940, and Authorize the Finance Department to Refund McDonald Property Group, Inc., \$85,019.67 Pursuant to the City Fee Credit Agreement, Dated February 5, 2019

Recommended Action:

Authorize City staff to issue a bond exoneration letter for Performance and Payment Bond No. 106679751 for Fourth Street traffic signal and striping improvements associated with Parcel Map No. 34209; Accept Maintenance Bond No. 107366940; and

Authorize the Finance Department to refund McDonald Property Group, Inc., \$85,019.67 pursuant to the fee agreement, dated February 5, 2019.

5. Approve the Purchase of a Carlton 5014 TRX Stump Grinder in the Amount Not to Exceed \$35,589.83 from Cal-Line Equipment, Inc.

Recommended Action:

Approve the purchase of a Carlton 5014 TRX stump grinder in the amount of \$35,589.83 from Cal-Line Equipment, Inc., and authorize City staff to issue a purchase order.

6. One-Year Extension of the Interagency Service Agreement between the City of Banning and the City of Beaumont to Provide Coordinated Transit Services

Recommended Action:

Approve the Interagency Service Agreement between the City of Banning and the City of Beaumont to provide coordinated transit services for FY2022 and authorize the Mayor to execute on behalf of the City.

7. Second Reading of Ordinances Dissolving Improvement Area Nos. 19D and 19F of CFD No. 93-1 and Formation of CFD No. 2021-1

Recommended Action:

Waive the full second reading and approve by title only, "An Ordinance of the City Council of the City of Beaumont, Acting in Its Capacity as the Legislative Body of City of Beaumont Community Facilities District No. 2021-1 (Fairway Canyon), Authorizing the Levy of a Special Tax within the Community Facilities District;"

Waive the full second reading and approve by title only, "An Ordinance of the City Council of the City of Beaumont, Dissolving Improvement Area No. 19D of the City of Beaumont Community Facilities District No. 93-1 and Ordering the Recordation of a Notice of Cessation of Special Tax Lien to Improvement Area No. 19D;" and

Waive the full second reading and approve by title only, "An Ordinance of the City Council of the City of Beaumont, Dissolving Improvement Area No. 19F of the City of Beaumont Community Facilities District No. 93-1 and Ordering the Recordation of a Notice of Cessation of Special Tax Lien to Improvement Area No. 19F."

8. FY2021 General Fund and Wastewater Fund Budget to Actual through May 2021

Recommended Action:

Receive and file the attached reports.

**Motion by Mayor Pro Tem White
Second by Council Member Santos**

**To approve the Consent Calendar.
Approved by a unanimous vote.**

23. Cooperative Agreement for Fire Protection, Fire Prevention, Rescue, Fire Marshal and Medical Emergency Services for the City of Beaumont

**Motion by Council Member Martinez
Second by Mayor Lara**

**To approve the Cooperative Agreement for Fire Protection, Fire Prevention, Rescue,
Fire Marshal and Medical Emergency Services for the City of Beaumont.
Approved by a unanimous vote.**

PUBLIC HEARINGS

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

9. Continued Public Hearing and Consideration of an Ordinance of the City Council of the City of Beaumont, California, Adding Chapter 17.11.150 "Storage Facilities" to the Beaumont Municipal Code

Public Hearing continued from June 1, 2021 at 7:36 p.m.

D. Castaldo - Expressed concerns with the plans to develop a storage facility and asked questions of the proposed ordinance.

B. Blankenship - Representing NAOP, spoke in favor of the ordinance and the coordination with staff.

Public Hearing closed at 7:43 p.m.

To waive the full first reading and approve by title only, "An Ordinance of the City Council of the City of Beaumont adding Chapter 17.11.150 'Storage Facilities' to the Beaumont Municipal Code." with the modifications in regards to adjacent locations, modifications to B1 and B3 to exclude trailers and recreational vehicles to the height requirements, edits to the landscape standards and change the block requirements to a neutral color and add the exclusion to existing businesses.

Approved by a unanimous vote.

ACTION ITEMS

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

10. Second Amendment to the Professional Services Agreement with Townsend Public Affairs in an Amount Not to Exceed \$48,000

**Motion by Council Member Fenn
Second by Mayor Lara**

To approve the Second Amendment to the Professional Services Agreement with Townsend Public Affairs for state and federal lobbyist services in an amount not to exceed \$48,000.

Approved by a unanimous vote.

11. Third Amendment to the Agreement for Maintenance Services with Jan-Pro of Ontario, Inc., for Custodial Services for Fiscal Year 2022 in an Amount Not to Exceed \$175,000

Motion by Mayor Pro Tem White

Second by Council Member Santos

To approve the third amendment to the Agreement for Maintenance Services with Jan-Pro of Ontario, Inc., in an amount not to exceed \$175,000 and authorize the City Manager to execute the amendment on behalf of the City, and Authorize City staff to issue a purchase order in that amount.

Approved by a unanimous vote.

12. First Amendment to the Agreement for Maintenance Services with Turboscape, Inc., in an Amount Not-To-Exceed \$150,000 for City-wide Mulching

Motion by Mayor Pro Tem White

Second by Mayor Lara

To approve the first amendment to the Agreement for Maintenance Services for wood mulch installation to Turboscape, Inc., in an amount not-to-exceed \$150,000 and authorize the City Manager to execute the amendment on behalf of the City; and Authorize City staff to issue a purchase order in that amount.

Approved by a unanimous vote.

13. Authorize the Purchase of a John Deere 310SL Backhoe with RDO Equipment Company in an Amount Not to Exceed \$149,469.59

Motion by Council Member Fenn

Second by Council Member Martinez

To approve and authorize the issue of a purchase order to RDO Equipment Company for one (1) John Deere 310SL backhoe in the amount of \$149,469.59.

Approved by a unanimous vote.

14. Authorize the Purchase of a Ditch Witch HX50 Vacuum Excavator with Ditch Witch West in an Amount Not to Exceed \$73,050.23

Motion by Council Member Santos
Second by Mayor Pro Tem White

To approve and authorize the issue of a purchase order to Ditch Witch West for one (1) Ditch Witch HX50 Vacuum Excavator in the amount of \$73,050.23.

Approved by a unanimous vote.

15. Award Professional Services Agreements to KEWO Engineering Corporation, Borrelli and Associates, Inc., P2S, Incorporated, and Salas O'Brien for On-Call Professional Electrical Engineering Services

Motion by Council Member Martinez
Second by Mayor Lara

To award professional services agreements to KEWO Engineering Corporation, Borelli and Associates, Inc., P2S, Incorporated, and Salas O'Brien for on-call professional electrical engineering services; and Authorize the City Manager to execute each of the agreements on behalf of the City.

Approved by a unanimous vote.

16. Authorize Employment Contract with General Manager of Utilities

Motion by Council Member Santos
Second by Council Member Martinez

To approve the employment contract for the General Manager of Utilities position with Thaxton Van Belle and authorize the City Manager to sign the agreement.

Approved by a unanimous vote.

17. Ratification of Emergency Pump Purchase for Marshall Creek Lift Station

Motion by Council Member Fenn
Second by Council Member Santos

To ratify the emergency purchase of a new pump from Xylem Water Solutions for the Marshall Lift Station for an amount not to exceed \$76,000.

Approved by a unanimous vote.

18. Approve the First Amendment of the Wastewater Treatment Plant Chemical Supply Contract with NorthStar Chemical

19. Approve the First Extension of the Wastewater Treatment Plant Chemical Supply Contract with HASA, Inc.

Motion by Mayor Pro Tem White

Second by Mayor Lara

To approve amendment consisting of a one-year extension of the existing contract for supply of the listed chemicals with NorthStar Chemical with adjusted rates as outlined in the First Amendment to the Chemical Supply Agreement and

Approve a one-year extension of the existing contract for supply of sodium hypochlorite with HASA, Inc., with adjusted rates as outlined in the First Amended Chemical Supply Agreement.

Approved by a unanimous vote.

20. Authorize Premium Pay from Treasury's Coronavirus State and Local Fiscal Recovery Funds

Motion by Council Member Martinez

Second by Council Member Santos

To authorize the use of \$2.1 million of the Coronavirus State and Local Fiscal Recovery Fund for premium pay to City of Beaumont essential workers.

Approved by a unanimous vote.

21. Fiscal Year 2021 General Fund Budget Adjustments and Receipt and Allocation of State and Local Fiscal Recovery Funds

Motion by Mayor Pro Tem White

Second by Mayor Lara

To approve the proposed operating budget adjustments for the FY2021 General Funds as highlighted in this report,

Approve the receipt of Coronavirus Local Fiscal Recovery Funds through FY2021 budget adjustment as highlighted in this report, and

Approve the proposed allocation of the Coronavirus Local Fiscal Recovery Funds through FY2021 budget amendments.

Approved by a unanimous vote.

22. Approval of Fiscal Year 2022 Requisitions Greater than \$25,000 in Accordance with City of Beaumont Purchasing Ordinance

Motion by Mayor Lara

Second by Council Member Santos

To approve the listed requisitions for vendors to receive payment over \$25,000 and up to the amount specified in Attachment A of this report.

Approved by a unanimous vote.

23. Review of Local Emergency Declaration Established via the Adoption of City of Beaumont Resolution No. 2020-07 Adopted on March 17, 2020

Consensus to wait for the Governor Newsom's official announcement on the status of the State's emergency declaration before making any change regarding the local emergency declaration. This is to ensure that Beaumont remains eligible for federal and state emergency aid.

25. Approval of City Attorney Invoices for the Month of May 2021

**Motion by Mayor Pro Tem White
Second by Mayor Lara**

To approve invoices in the amount of \$120,130.40.

Approved by a unanimous vote.

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 to ask the committee to discuss tasks to bring to Council for consideration.

CITY CLERK REPORT

No report

CITY ATTORNEY REPORT

No report

CITY MANAGER REPORT

Spoke to the recent updates to mask mandates and guidelines and will be communicating updates as we received them.

FUTURE AGENDA ITEMS

- Discussion of the process of becoming a charter city.
- Update of the Emergency Services operations.

COUNCIL REPORTS

Santos - *Attended the Chamber Good Morning Beaumont.*

Fenn - *Attended the Economic Development Committee Meeting, Finance and Audit Committee Meeting and gave a report out from the T-Now Meeting and Riverside Transit Committee Meeting.*

Martinez - *Attended the Finance and Audit Committee Meeting, Beaumont Basin Watermaster Meeting, Cal Cities meeting, and County Regional Conservation Meeting.*

White - *Gave a brief explanation of toll road fees.*

Lara - *Attended a meeting at Four Seasons, and WRCOG meeting.*

ADJOURNMENT at 10:00 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, July 20 2021, at 5:00 p.m., unless otherwise posted.