



## CITY COUNCIL CLOSED & REGULAR SESSION

550 E. 6th Street, Beaumont, CA

Tuesday, September 21, 2021

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

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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

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### MINUTES

#### CLOSED SESSION - 5:00 PM

#### CALL TO ORDER at 5:00 p.m.

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

**Absent:** Council Member Santos

Public Comments Regarding Closed Session

**No comments**

1. Conference with Legal Counsel Regarding Potential Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4) (One potential case)

**No reportable action.**

2. 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.**

Adjourn to Regular Session

## REGULAR SESSION - 6:00 PM

### CALL TO ORDER at 6:01 p.m.

**Present:** Mayor Lara, Mayor Pro Tem White, Council Member Martinez, Council Member Fenn, Council Member Santos (in attendance at 6:45 p.m.)

Report out from Closed Session

Action on any Closed Session Items

Action of any Requests for Excused Absence

Pledge of Allegiance

Adjustments to the Agenda: **None**

Conflict of Interest Disclosure: **Mayor Lara has a conflict of interest with Items 4 and 10.**

### ANNOUNCEMENTS/ RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

1. Recognition of Gilbert Krieter - 36 Years of Service with the City of Beaumont
2. Proclamation - Knights of Columbus, Pledge of Allegiance

### 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.*

**J. Morrison** - *Concerns regarding illegal fireworks before and after the Fourth of July.*

**B. Ball** - *Written comment explained an added per diem being considered for the members of the San Gorgonio Pass Water Agency and asked Council to submit a comment of opposition to their public hearing.*

### 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. Ratification of Warrants

#### **Recommended Action:**

**Ratify Warrants dated:**

**September 2, 2021**

**September 9, 2021**

5. Third Amendment to the Contract with Lisa Wise Consulting for a One-Year Contract Extension for Continued Work on the Sixth Cycle Housing Element Update

#### **Recommended Action:**

**Approve a one-year contract extension with Lisa Wise Consulting for ongoing work on the City's Sixth Cycle Housing Element Update.**

6. Notice of Termination to T-Mobile Regarding a Communication Site Lease Agreement dated May 13, 1996

**Recommended Action:**

**City staff recommends that the City Council direct the City Manager to provide written notice to T-Mobile of the City of Beaumont's intention to terminate the Communication Site Lease Agreement dated May 13, 1996.**

7. Density Bonus Agreement Between the City of Beaumont and LINC-Beaumont 2 LP Related to Plot Plan PP2019-0223

**Recommended Action:**

**Approve the Density Bonus Agreement between the City of Beaumont and LINC-Beaumont 2 Apts LP.**

8. Ratification of Emergency Repair Costs to Four Seasons Lift Station Pump

**Recommended Action:**

Ratify the cost of emergency repairs completed and paid to Evans Hydro in an amount not to exceed \$36,820.89.

9. FY2022 General Fund and Wastewater Fund Budget to Actual through August 2021

**Recommended Action:**

Receive and file the attached reports.

**Request to pull Item 4 to approve separate.**

**Motion by Mayor Pro Tem White**

**Second by Council Member Martinez**

**To approve Items 3, 5 through 9, excluding Item 4.**

**Recused: Mayor Lara**

**Absent: Council Member Santos**

**Mayor Lara recused himself due to a conflict of interest with Item No. 4**

4. Second Reading of Ordinance Rescinding All Prior Approvals for the Legacy Highlands Specific Plan Project

**Recommended Action:**

Waive the full second reading and adopt by title only, "An Ordinance of the City Council of the City of Beaumont, California, Decertifying the Final Environmental

Impact Report; Rescinding Adoption of Findings Statement of Overriding Considerations, Mitigation Monitoring and Reporting Program, Specific Plan No. 07-02, Pre-Zoning Ordinance No. 924, Development Agreement Ordinance No. 925, and Request for the Local Agency Formation Commission to Initiate Annexation Proceedings as to the Legacy Highlands Specific Plan, Site Plan, Land Division, Annexation, Pre-Zoning and Zoning.”

**Motion by Council Member Martinez**

**Second by Council Member Fenn**

**To waive the full second reading and adopt by title only, “An Ordinance of the City Council of the City of Beaumont, California, Decertifying the Final Environmental Impact Report; Rescinding Adoption of Findings Statement of Overriding Considerations, Mitigation Monitoring and Reporting Program, Specific Plan No. 07-02, Pre-Zoning Ordinance No. 924, Development Agreement Ordinance No. 925, and Request for the Local Agency Formation Commission to Initiate Annexation Proceedings as to the Legacy Highlands Specific Plan, Site Plan, Land Division, Annexation, Pre-Zoning and Zoning.”**

**Approved by a 3-0 vote**

**Recused: Mayor Lara**

**Absent: Council Member Santos**

## **PUBLIC HEARINGS**

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

10. Public Hearing and Consideration of Resolution Denying Certification of Final Partially Recirculated EIR for the Legacy Highlands Specific Plan Project

**Mayor Lara recused himself due to a conflict of interest with the item.**

**Public Hearing opened at 6:24 p.m.**

**J. Munoz - Representing SWRCC carpenters union asked that local union contractors be used for the project.**

**Motion by Mayor Pro Tem White**

**Second by Council Member Fenn**

**To continue the public hearing to the regular City Council meeting of November 2, 2021.**

**Approved by a 3-0 vote**

**Recused: Mayor Lara**

**Absent: Council Member Santos**

11. Public Hearing and Consideration of an Ordinance of the City Council of the City of Beaumont Amending Table 17.03-3 “Permitted Uses in Base Zone Districts”; Amending Table 17.19-1 “Permitted Uses for Downtown Base Zone Districts”; Amending Chapter 17.14.030

“Definitions” of The Beaumont Municipal Code and Adding Chapter 17.04.41 Performance Standards for Tire Stores and Tire Repair Facilities

**Public Hearing opened at 6:34 p.m**

**Public Hearing closed at 6:34 p.m.**

**Motion by Council Member Fenn**

**Second by Mayor Lara**

**To waive the First Full Reading and Adopt by Title Only and Ordinance of the City Council of the City of Beaumont Amending Table 17.03-3 “Permitted Uses in Base Zone Districts”; Amending Table 17.19-1 “Permitted Uses for Downtown Base Zone Districts”; Amending Chapter 17.14.030 “Definitions” of The Beaumont Municipal Code and Adding Chapter 17.04.41 Tires to the Beaumont Municipal Code.**

**Approved by a 4-0 vote**

**Absent: Council Member Santos**

12. Public Hearing and Consideration of (PLAN2021-0625) Partial Assignment and Assumption of a Development Agreement Related to the Development of a Portion of the Fairway Canyon Development (Assessor Parcel Numbers: 413-790-010 and a Portion of 413-790-042) Located in the Oak Valley and SCPGA Golf Course Specific Plan, North of San Timoteo Canyon Road, West of Tukwet Canyon Parkway

**Public Hearing opened at 6:41 p.m.**

**Public Hearing closed at 6:41 p.m.**

**Motion by Council Member Martinez**

**Second by Mayor Lara**

**To waive the first full reading and adopt by title only “An Ordinance of the City Council of the City of Beaumont adopting the Partial Assignment and Assumption of Development Agreement between the City of Beaumont and Meritage Homes, LLC.”**

**Approved by a 4-0 vote**

**Abstain: Council Member Santos**

13. Public Hearing and Consideration of a Resolution for the First Amendment to the Five-Year FY 22-26 Capital Improvement Plan

**Public Hearing opened at 6:53 p.m.**

**Public Hearing closed at 6:53 p.m.**

**Motion by Mayor Pro Tem White**

**Second by Council Member Santos**

**To waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont Amending the Five-Year Capital Improvement Plan for Fiscal Years 2021/2022-2024-2026.”**

**Approved by a unanimous vote**

## **ACTION ITEMS**

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

14. FY2022 Mid-Year Budget Amendment No. 2 to the Capital Improvement Program, Wastewater and General Fund

**Motion by Council Member Fenn**

**Second by Council Member Martinez**

**To approve two new positions within the Wastewater Fund, approve one new position split between the Wastewater Fund and General Fund, approve the Capital Improvement Plan budget adjustments as outlined in Attachment A, and approve Wastewater Operating and Capital budget adjustments as outlined in Attachment B.**

**Approved by a unanimous vote.**

15. CalPERS Pension Update

**Consensus of Council to direct staff to further consider options to address pension costs, provide guidance to staff.**

16. Approval of Invoice from Riverside County Fire Department for Fourth Quarter Fire Services Fiscal Year 2021

**Motion by Council Member Fenn**

**Second by Mayor Lara**

**To approve payment of the FY 2021 Fourth Quarter Fire Services invoice from Riverside County Fire Department in the amount of \$838,766.59.**

**Approved by a unanimous vote.**

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

**Consensus to take no action on the current resolution of local emergency declaration.**

18. Approval of City Attorney Invoices for the Month of August 2021

**City Attorney John Pinkney recused due to conflict of interest**

**Motion by Council Member Martinez**

**Second by Mayor Lara**

**To approve invoices in the amount of \$95,418.60.**

**Approved by a unanimous vote.**

## **LEGISLATIVE UPDATES AND DISCUSSION**

Community Development Director, Christina Taylor gave an update of signed bills.

## **ECONOMIC DEVELOPMENT UPDATE**

Economic Development Committee Meeting report out.

## **CITY TREASURER REPORT**

No report.

## **CITY CLERK REPORT**

No report.

## **CITY ATTORNEY REPORT**

No report.

## **CITY MANAGER REPORT**

**19. Department Project Schedule Updates - August 2021**

**Department Project Schedule Updates - August 2021**

## **FUTURE AGENDA ITEMS**

**Presentation of preparation for next year's illegal firework issue. Requested by Council Member Fenn and Mayor Pro Tem White.**

**Question of Council and Staff regarding policy of weighing in on policies of other agencies. Requested by Council Member Fenn.**

**Homeless programs. Requested by Mayor Pro Tem White.**

**Protected left turn on 1st street and Highland Springs. Requested by Mayor Pro Tem White.**

**Requiring minimum roadway widths and set backs on tract homes as design standards. Requested by Mayor Lara.**

## **COUNCIL REPORTS**

**Santos** - *no report*

**Fenn** - *no report*

**Martinez** - *Gave a report out of the Finance and Audit Committee Meeting, the RCA meeting, Congratulated the Beaumont Football team.*

**White** - *Gave an update to the Park District future park status and will be providing feedback on the questions that Council posed.*

**Lara** - *No report*

## **ADJOURNMENT 7:50 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, October 5, 2021, at 5:00 p.m., unless otherwise posted.