



CITY COUNCIL CLOSED & REGULAR SESSION

550 E. 6th Street, Beaumont, CA

Tuesday, October 05, 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 - 5:00 PM

CALL TO ORDER at 5:00 p.m.

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

3. Conference with Legal Counsel Regarding Existing Litigation-Pursuant to Government Code Section 54956.9(d)(1): Ezekwesili Iloputaife, et. al. v. City of Beaumont et. al., EDCV 21-1452-JWH(AGR)

Motion by Mayor Lara

Second by Mayor Pro Tem White

To authorize the City Attorney to defend the case.

Approved by a unanimous vote.

REGULAR SESSION - 6:00 PM

CALL TO ORDER at 6:17 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
Action of any Requests for Excused Absence
Pledge of Allegiance
Adjustments to the Agenda
Conflict of Interest Disclosure

ANNOUNCEMENTS/ RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

1. Clean Air Day Proclamation
2. Beaumont Library 110th Anniversary Proclamation
Item was rescheduled for a future meeting.
3. CalFire Personnel Recognition and Introduction

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.

S. Colchado - *Asked that the City provide rapid COVID testing to the Beaumont Unified School District out of concern of safety and cost.*

J. Luckacs - *Asked that the City provide rapid COVID testing to the Beaumont Unified School District out of concern of safety and cost.*

M. Bright - *Representing Rotary, spoke of the upcoming Senior Thanksgiving Dinner event and asked for a fee waiver to be approved by Council.*

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.

4. Approval of Minutes

Recommended Action:

Approval of Minutes dated:

September 7, 2021
September 21, 2021

5. Ratification of Warrants

Recommended Action:

Ratify warrants dated:

**September 17, 2021, and
September 23, 2021.**

6. Second Reading 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

Recommended Action:

Waive the Second full reading and adopt by title only 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 Tires to the Beaumont Municipal Code."

7. Authorize City Staff to Issue a Bond Exoneration Letter for Performance and Payment Bond Nos. CMS331857, CMS331828, CMS331855, CMS331829, CMS331858 and CMS331856 for Improvements Associated with Tract Map No. 37298-1 and Accept Maintenance Bond Nos. CMS331857-M, CMS331828-M, CMS331855-M, CMS331829-M, CMS331858-M and CMS331856-M

Recommended Action:

**Authorize City staff to issue a Bond Exoneration Letter for Performance and Payment Bond Nos. CMS331857, CMS331828, CMS331855, CMS331829, CMS331858 and CMS331856 for improvements associated with Tract Map No. 37298-1; and
Accept Maintenance Bond Nos. CMS331857-M, CMS331828-M, CMS331855-M, CMS331829-M, CMS331858-M and CMS331856-M.**

10. Motorola Radio Lease Agreement Resolution

Recommended Action:

Waive the full reading and adopt by title only, "A Resolution of the City Council of the City of Beaumont to Confirm Determination of Need and

Approval and Authorization of Lease Between City of Beaumont and Motorola Solutions, Inc.”

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

To approve Consent Calendar items 4 through 7 and item 10.

Approved by a unanimous vote.

8. Adopt a Resolution of The City Council of the City of Beaumont, California, Declaring Its Intention to Vacate Tenth Street Between Orange Avenue and Maple Avenue

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

To Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Declaring Its Intention to Vacate Tenth Street Between Orange Avenue and Maple Avenue.”

Approved by a unanimous vote.

9. Request for Facility and Staff Fee Waiver – Rotary Club of Beaumont Cherry Valley

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

To waive the facility use and staff fees requested by the Rotary Club of Beaumont Cherry Valley in the amount of \$670, and Consider waiver of a \$500 deposit for the use of the gymnasium at the CRC.

Approved by a unanimous vote.

PUBLIC HEARINGS

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

11. Public Hearing and Consideration of an Amendment to Beaumont Municipal Code Chapter 17.14.030 “Definitions”, Amendment to Table 17.03-3 “Permitted Uses in Base Zone Districts” and Addition of 17.11.160 “Energy Storage Facilities”

Public Hearing opened at 6:49 p.m.

No comments

Public Hearing closed at 6:50 p.m.

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

To Waive the first full reading and approve by title only, “An Ordinance of the City Council of the City of Beaumont approving an Amendment to Beaumont Municipal Code Chapter 17.14.030 ‘Definitions’, Amendment to Table 17.03-3 ‘Permitted Uses in Base Zone Districts’ and Addition of 17.11.160 ‘Energy Storage Facilities’”

Approved by a unanimous vote.

ACTION ITEMS

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

12. Approval of a Purchase Order in an Amount Not to Exceed \$1,284,709.50 to Creative Bus Sales for the Procurement of Two Compressed Natural Gas Type H El Dorado National EZ Rider II Buses (Capital Improvement Project No. T-07)

Motion by Council Member Martinez

Second by Mayor Lara

To approve the procurement of two CNG Type H El Dorado National EZ Rider II buses from Creative Bus Sales; and authorize City staff to issue a purchase order in an amount not to exceed \$1,284,709.50 from CIP Project No. T-07, account number 760-0000-1625-0000.

Approved by a unanimous vote.

13. Strategic Communications Update

Direction to staff to make minor adjustments to the City website to be more user friendly.

14. Set Time, Date and Place for Special Workshop

Consensus to hold a Budget Workshop on November 15, 2021, at 4:30 p.m.

15. Approval of Assembly Bill 361 and Its Amendments to Government Code Section 54953 Regarding the Use of Teleconferencing to Conduct Public Meetings

Motion by Mayor Pro Tem White

Second by Mayor Lara

To waive the full reading and adopt by title only, "A Resolution of the City Council of the City of Beaumont Proclaiming a Local Emergency Ratifying the Proclamation of a State of Emergency by Executive Order N-09-21, and Authorizing Remote Teleconference Meetings of the Legislative Bodies of the City of Beaumont for the Period of October 5 2021, through November 4, 2021 Pursuant to Provisions of the Ralph M. Brown Act."

Approved by a unanimous vote.

LEGISLATIVE UPDATES AND DISCUSSION

ECONOMIC DEVELOPMENT UPDATE

Economic Development Committee will meet next Wednesday October 13, 2021.

CITY TREASURER REPORT

Finance and Audit Committee Report Out

CITY CLERK REPORT

No report.

CITY ATTORNEY REPORT

16. Current List of Pending Litigation

CITY MANAGER REPORT

FUTURE AGENDA ITEMS

COUNCIL REPORTS

Santos - *Gave a report out regarding out of state sales tax issues, and attended the LEAC award event.*

Fenn - *No report.*

Martinez - *Gave a report out from the RCA meeting.*

White - *Attended the LEAC award event. Asked Council members for their support in proving written public comment to the next Pass Water Agency meeting.*

Lara - *Gave a report out regarding an upcoming TUMF program nexus study. Gave recognition to Officer Segovia in her off-duty boxing match.*

ADJOURNMENT at 8:33 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 19, 2021, at 5:00 p.m., unless otherwise posted.