



CITY COUNCIL CLOSED & REGULAR SESSION MINUTES

February 7, 2023

Closed Session: 5:00 PM Regular Meeting: 6:00 PM
550 E. Sixth Street, Beaumont, CA

CLOSED SESSION

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

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

B. PUBLIC COMMENTS REGARDING CLOSED SESSION

No comments.

B.1 Conference with Labor Negotiators - Pursuant to Government Code Section 54957.6

City Designated Representatives City Manager Elizabeth Gibbs and Administrative Services Director Kari Mendoza. Employee Organizations: POA

**Motion by White
Second by Voigt
To approve side letter.
Approved by a unanimous vote.**

B.2 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., US Dist. C.D. Cal. Case No. 5:21-CV-01452-JWH-AGR Ezekwesili Iloputaife et al. v. City of Beaumont et. al., Riv. Sup. Ct. Case No. CVRI 2105069

No reportable action.

- B.3 Conference with Legal Counsel Regarding Existing Litigation Pursuant to Government Code Section 54956.9(d)(1):

I.S. v City of Beaumont et.al. Case No. CVRI2203100

No reportable action.

- B.4 Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8

Property: APN nos. 404-140-002, 404-140-003 Beaumont, California.

Agency Negotiator: City Manager Elizabeth Gibbs or her Designee.

Negotiating Parties: City of Beaumont as the Potential Purchaser and Beaumont Re Holdings; Deborah A. Jerue; John J. Sullivan; GW as Potential Seller. Under Negotiation are Price and Terms

No reportable action.

- B.5 Conference with Real Property Negotiators Pursuant to Government Code Section 54956.8

Property: Two Vacant Parcels located at Pennsylvania Avenue, East of 3rd Street (APN nos. 419-260-030 and 418-240-011)

Agency Negotiator: City Manager Elizabeth Gibbs or her Designee.

Negotiating Parties: City of Beaumont as the Potential Purchaser and Beaumont Unified School District as Potential Seller. Under Negotiation are Price and Terms.

No reportable action.

C. ADJOURNMENT TO CLOSED SESSION

REGULAR SESSION

D. CALL TO ORDER

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

Report out from Closed Session

Action on any Closed Session Items

Action of any Requests for Excused Absence

Pledge of Allegiance

Invocation

Adjustments to the Agenda

Conflict of Interest Disclosure

E. ANNOUNCEMENTS / RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

- E.1 Recognition of Riverside County Flood Control

- E.2 GFOA Award Presentation

E.3 Career and Technical Education Month

F. PUBLIC COMMENT PERIOD (ITEMS NOT ON THE AGENDA)

M. Stamper - *Spoke in the support of the City throughout the years and gave a donation to the City and the K-9 program.*

R. Roy - *Spoke regarding an active transportation plan and asked Council for an agenda item to discuss a plan.*

G. 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.

G.1 Ratification of Warrants

Ratify Warrants dated:

January 12, 2023

January 20, 2023

G.2 Approval of Minutes

Approve Minutes dated:

January 17, 2023

January 28, 2023

G.3 Improvement Agreement and Security

Improvement agreement and security for street and sewer improvements for Conditional Use Permit 2020-0049.

Accept Security Agreement and Performance and Payment Bonds for (Project / Bond number / Improvement):

- **CUP2020-0049/ PA12523900006 / Street**
- **CUP2020-0049/ PA12523900007 / Street**

G.4 Adoption of Updated Economic Development Committee Policies and Procedures

Updated Economic Development Policies and Procedures as discussed and directed at the January 17, 2023, City Council Meeting

Adopt the updated Economic Development Committee Policies and Procedures

G.5 Final Approval of Tract Map No 31462-26

Approve Tract Map No. 31462-26 and Accept Security Agreement for Survey Monuments.

Approve Tract Map No. 31462-26 as it is in substantial conformance with the approved tentative map, and

Accept Security Agreement for survey monuments.

- G.6 First Amendment to the Professional Services Agreement with Raftelis Financial Consultants, Inc. for the Sewer Rate Study Project (WW-03)

First Amendment to the Professional Services Agreement with Raftelis Financial Consultants, Inc. for the Sewer Rate Study Project (WW-03) to provide updated Sewer Connection Fees.

Approve the first amendment to the professional services agreement with Raftelis Financial Consultants, Inc. to provide a Sewer Capacity Fee Study in an amount not to exceed \$16,685 for a total revised contract amount of \$57,998.

- G.7 Second Reading and Adoption of an Ordinance Amending Chapter 2.35 of the Beaumont Municipal Code – Financial and Audit Committee

Adoption of an Ordinance Amending Beaumont Municipal Code Chapter 2.35 – Financial and Audit Committee

Waive the second full reading and adopt by title only, “An Ordinance of the City Council of the City of Beaumont, California, Amending Chapter 2.35 to the City of Beaumont Municipal Code.”

- G.8 FY2022-2023 2nd Quarter Investment Report

Receive the Investment Report for the 2nd quarter of FY2022-2023 ending December 31, 2022.

Receive and file report.

- G.9 Second Reading: Fairway Canyon - Meritage Development Agreement Amendment PLAN2022-0776

Consideration of an amendment to the Fairway Canyon Development Agreement. The proposed amendment includes revisions to Planning Area 20 that subdivide Planning Area 20B into 20B and 20D; and revise the unit count and density within all subareas of Planning Area 20. The subject property is located northwest of Sorenstam Drive in Phase 4 of the Oak Valley & SCPGA Golf Course Specific Plan.

Waive the second full reading and approve by title only, an “Ordinance of the City Council of the City of Beaumont, California, Approving an Amended Development Agreement by and between the City of Beaumont and Meritage Homes of California, Inc.”

I. ACTION ITEMS

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

Items I.4, I.5 and I.6 were approved in one motion

Motion by Council Member White

Second by Council Member Lara

Approved by a unanimous vote.

- I.4 Award a Professional Services Agreements for On-Call Traffic Engineering Services

Award a professional services agreement to three firms: Fehr & Peers, STC Traffic Inc., and EXP for on-call traffic engineering services.

R. Roy - Asked that active transportation be included in the scope.

Award a professional services agreement to Fehr & Peers, STC Traffic Inc., and EXP for on-call traffic engineering services in a cumulative annual amount not to exceed \$500,000.

- I.5 Award a Professional Services Agreement with TSK for the Construction Documents and Plans for City Hall Building C Remodel Project - Capital Improvement Project (CIP) No. PS-06 in an Amount Not to Exceed \$84,790

Award Contract for City Hall Building C Remodel

Award a Professional Services Agreement with TSK for construction documents and plans in an amount not to exceed \$84,790; and

Authorize the City Manager to approve up to an additional 10% in contingencies if needed.

- I.6 Award a Professional Services Agreement to Architerra Design Group for Landscape Architectural Services for the Veterans and First Responders Memorial Plaza Project - Capital Improvement Project (CIP) No. P-14 in an Amount Not to Exceed \$87,705

Award Contract for Landscape Architectural Services for the Memorial Plaza

Approve a Professional Services Agreement with Architerra Design Group in the amount of \$87,705.

Authorize the City Manager to approve up to an additional 10% in contingencies if needed.

I.1 CFD Administration, Special Tax Consulting and Annual Financial Reporting Services Contract Award

Approve a contract for CFD Administration, Special Tax Consulting and Annual Financial Reporting Services upon completion of a Request for Proposal Process.

**Motion by Council Member White
Second by Jessica Voigt**

Approve a three-year contract to Spicer Consulting effective February 7, 2023, with a total not to exceed initial annual cost of \$180,001 and an annual increase of 2% following FY 2023/24 for Community Facilities District (CFD) Administration, Special Tax Consulting and Annual Financial Reporting Services for the City of Beaumont.

Approved by a unanimous vote

I.2 FY2022-2023 Mid-Year Budget Report

Receive and file FY2022-2023 Mid-Year Budget Report for activity from July 1, 2022, to December 31, 2022, including review and approval of recommended budget amendments and Capital Improvement Plan updates.

L. Schner - Supports the budget for the parks. Spoke specifically to Niklaus Park and wants to keep the dog park with any renovations planned.

**Motion by Council Member White
Second by Council Member Lara**

Receive and file Mid-Year Budget Report and approve recommended budget amendments and review CIP recommended adjustments.

Approved by a unanimous vote.

I.3 Discussion of Fee Study for Cost of Services

Review and provide feedback on proposed changes to current fee schedule.

Discussion and direction to staff to amend some line items and bring back for a public hearing.

J. LEGISLATIVE UPDATES AND DISCUSSION

J.1 Discussion and direction on Initiative No. 21-0042A1

Direction to staff to prepare a letter of opposition.

K. ECONOMIC DEVELOPMENT UPDATE

Economic Development Committee Report Out and City Council Direction

Upcoming meeting on February 8, 2023.

L. CITY TREASURER REPORT

Finance and Audit Committee Report Out and City Council Direction

M. CITY CLERK REPORT

No report.

N. CITY ATTORNEY REPORT

Update of current cases.

O. CITY MANAGER REPORT

Will be attending the Cal Cities Conference.

P. FUTURE AGENDA ITEMS

Q. COUNCIL REPORTS

Voigt - *Attended the League New Council Member Conference*

Lara - *Asked for clarification on the City's transportation plan in the recently adopted General Plan.*

White - *Reported out from a RCTC meeting a recent conference.*

Fenn - *Thanked everyone for the success of the Veteran's Expo, gave a report out from a RCTC meeting*

R. ADJOURNMENT at 7:59 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 February 21, 2023, at 6:00 p.m. unless otherwise posted.