



CITY COUNCIL CLOSED & REGULAR SESSION MINUTES

March 21, 2023

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

CLOSED SESSION

A. CALL TO ORDER at 5:01 p.m.

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

B. PUBLIC COMMENTS REGARDING CLOSED SESSION

B.1 Conference with Legal Counsel Regarding Pending Litigation Pursuant Government Code Section 54956.9(d)(1)

Western Riverside Council of Governments v. Urban Logic Consultants Inc., Case No. RIC1712042 and Urban Logic Consultants, Inc. v. City of Beaumont, Case No. RIC1707201 Western Riverside Council of Governments et.al. v Torcal, LLC et. al., Case No. E077073

No reportable action.

B.2 Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8.

Property Description: APN 417-041-001 Agency Negotiator: City Manager Elizabeth Gibbs or her designee. Negotiating Parties: City of Beaumont as potential buyer and Holchack Victor J Estate as potential seller. Under Negotiation: Price and Terms.

No reportable action.

B.3 Conference with Real Property Negotiator Pursuant to Government Code Section 54956.8

Property Description: APN's 424-010-009, 010 and 424-010-020 Agency Negotiator: City Manager Elizabeth Gibbs or her designee. Negotiating Parties: City of Beaumont as potential seller and ASM Beaumont Investors LLC as potential buyer. Under Negotiation: Price and Terms.

No reportable action.

B.4 Public Employee Performance Evaluation Pursuant to Government Code Section 54957 Title: City Manager

No reportable action.

B.5 Conference with Labor Negotiators Pursuant to Government Code Section 54957.6

Agency designated representatives: Councilmember Jessica Voigt and Mayor Pro Tem David Fenn. Unrepresented Employee: City Manager.

No reportable action.

C. ADJOURNMENT TO CLOSED SESSION

REGULAR SESSION at 6:25 p.m.

D. CALL TO ORDER

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

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

Adjustments to the Agenda: **None**

Conflict of Interest Disclosure: **None**

E. ANNOUNCEMENTS / RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

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

K. Fraise - *Spoke regarding missing daughter and requested a search to be conducted and that personal information be removed from the City social media.*

A. Worthen - *Asked for support with talking to legislation on the transportation improvement needs in the region.*

K. Billinger - *Introduced the Beaumont Pickleball Club.*

R. Roy - Spoke regarding Closed Session Item B3 and asked questions about the land and spoke in opposition of the sale.

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.

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

To approve the Consent Calendar.

Approved by a unanimous vote.

G.1 Ratification of Warrants

**Ratify Warrants dated:
March 2, 2023
March 10, 2023**

G.2 Approval of Minutes

Approve Minutes dated March 7, 2023.

G.3 Quarterly Status of City Council Travel and Training Reimbursements

Review and approval of travel expense reimbursements payable to Council Members for expenses paid out of pocket for City related travel.

Receive and file.

G.4 Authorize a Purchase Order to Toshiba for Flow Meters in an Amount Not to Exceed \$54,000 - Capital Improvement Project (CIP) WW-02 Lift Station Flow Meter Replacement

Purchase Replacement Flow Meters as part of approved CIP.

Approve and authorize the purchase of the flowmeters from Toshiba, with tax and freight in an amount not to exceed \$54,000.

G.5 Resolution Adopting the City of Beaumont Sewer System Management Plan

Formally Adopt the Sewer System Management Plant (SSMP).

Waive the full reading and adopt by title only, "A Resolution of the City Council of the City of Beaumont Approving the Adoption of the City's Sewer System Management Plan in Accordance with the California State Water Resource Control Board's Adopted Statewide General Waste Discharge Requirements for Sanitary Sewer Systems, Water Quality Order No. 2006-003-DWQ and 2022-0103-DWQ."

H. YOUTH COUNCIL REPORT

Youth Council Report Out and City Council Direction

Gave a report out from the March 11 Youth Council Meeting. Council asked for any service opportunity ideas.

I. PUBLIC HEARINGS

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

I.1 Continued Public Hearing and Consideration of Resolution Adopting an Updated User Fee Schedule

Specific service fees to be updated based on comprehensive user fee study. The adoption of this Resolution is exempt from the California Environmental Quality Act ("CEQA," Public Resources Code Sections 21000 *et seq.*), because it approves and sets forth a procedure for determining fees for the purpose of meeting the operating expenses of City departments, as set forth in Public Resources Code Section 21080(b)(8)(A) and Section 15273 of the California Environmental Quality Act Guidelines.

Public Hearing opened at 6:48 p.m.

D. Jagers - *Requested a blanket encroachment permit be added to the schedule and to the City's process.*

Public Hearing closed at 6:52 p.m.

Motion by Jessica Voigt

Second by Council Member White

Hold the continued Public Hearing, and

Waive the full reading and adopt by title only, "A Resolution of the City Council of Beaumont Adopting a Comprehensive User Fee Study and Adopting a Comprehensive Fee Schedule Establishing User Fees for Certain Specified Services."

Approved by a unanimous vote

I.2 Public Hearing and Consideration of Proposed Amendments to Beaumont Municipal Code Chapters 13.08.110 and 13.09

Recommended changes to Beaumont Municipal Code Chapter 13.08.110 Maintenance of Sewer Laterals and Chapter 13.09 Fats, Oils and Grease (F.O.G.) Management in Food Service Establishments to implement the F.O.G. program and Sewer System Management Plan (SSMP).

Public Hearing opened at 7:06 p.m.
No comments
Public Hearing closed at 7:06 p.m.

Motion by Council Member Lara
Second by Mayor Pro Tem Fenn

Waive the first full readings and approve by titles only, “An Ordinance of the City Council of the City of Beaumont Amending Chapter 13.08.110 Concerning Maintenance of Sewer Laterals of the City of Beaumont Municipal Code.” and “An Ordinance of the City Council of the City of Beaumont, California Amending Chapter 13.09 Concerning Regulating Fats, Oils and Grease (F.O.G.) of the City of Beaumont Municipal Code.”

Approved by a unanimous vote

J. ACTION ITEMS

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

J.1 Adoption of a Strategic Plan

Adopt a resolution approving the City of Beaumont 2023 Strategic Plan.

Motion by Mayor Martinez
Second by Council Member White

Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont Approving the 2023 Strategic Plan.”

Approved by a unanimous vote

J.2 Fiscal Year 2023/2024 Draft Short Range Transit Plan

Review Draft Table 4 of the Short Range Transit Plan

Public Comment opened at 7:21 p.m.

R. Roy - Asked for added transit services.

Public Comment closed at 7:25 p.m.

Direction to look at adding services when preparing the Fiscal Year 2023-2024 Transit Services Budget.

- J.3 Tesla Addendum to Energy Products Purchase Agreement
- Approve Tesla to seek additional Federal Incentives and transfer the retained portion of the funds to the City.
- Motion by Council Member White**
Second by Council Member Lara
- Authorize the Mayor to sign the proposed addendum whereby if Tesla is successful in receiving the new federal tax credits, the City will receive the 10% retainage listed at \$126,597.24.**
- Approved by a unanimous vote**
- J.4 Award a Professional Services Agreement to RHA Landscape Architects for a Parks and Community Services Master Plan in an Amount Not to Exceed \$249,980 – Capital Improvement Project (CIP) No. P-17
- Strategic Plan (*Draft*) – Priority Level 2, Target 5, Goal 3
- Motion by Mayor Pro Tem Fenn**
Second by Council Member Lara
- Authorize the Mayor to execute a Professional Services Agreement with RHA Landscape Architects-Planners, and**
- Approve a Purchase Order in an amount not to exceed \$249,980 allocated to CIP No. P-17.**
- Approved by a unanimous vote**
- J.5 Award a Public Works Contract to Dalke & Sons Construction, Inc. for Construction of CIP CF-104 City Hall Renovations in an Amount Not to Exceed \$2,498,483
- Authorize City staff to award a public works agreement to Dalke & Sons Construction, Inc. for construction of CIP CF-104 City Hall Renovations in an amount not to exceed \$2,498,483.
- Motion by Mayor Martinez**
Second by Council Member White
- Award a public works agreement to Dalke & Sons Construction, Inc. for construction of CIP CF-104 City Hall Renovations in an amount not to exceed \$2,498,483; and authorize the City Manager to sign change orders up to an additional \$209,549 for a total construction amount of \$2,708,032.**
- Approved by a unanimous vote**

- J.6 Improvement Deferral Agreement between Beaumont ESS, LLC, and the City of Beaumont

Improvement Deferral Agreement between Beaumont ESS, LLC, and the City of Beaumont regarding delayed offsite improvements associated with the relocation of Southern California Edison (SCE) transmission power poles for the Terra-Gen Battery Energy Storage Project (PP2021-0335).

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

Authorize the Mayor to execute a Deferral Improvement Agreement between Beaumont ESS, LLC, and the City of Beaumont regarding delayed offsite improvements associated with the Terra-Gen Battery Energy Storage Project.

Approved by a unanimous vote

- J.7 Approval of City Attorney Invoices for the Month of February 2023

City Attorney John Pinkney recused himself on this item.

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

Approve invoices in the amount of \$59,345.80.

Approved by a unanimous vote

K. LEGISLATIVE UPDATES AND DISCUSSION

- K.1 SB602

Direction to prepare a letter for signature.

L. ECONOMIC DEVELOPMENT UPDATE

Next downtown business meeting will be held March 29th. Next Economic Development Committee Meeting will be April 12th.

M. CITY TREASURER REPORT

Asked that the Council consider sending the City Treasurer to the upcoming D.C trip to assist in requesting monies for city projects.

N. CITY CLERK REPORT

No report.

O. CITY ATTORNEY REPORT

No report.

P. CITY MANAGER REPORT

P.1 Wastewater Treatment Plant Update

Q. FUTURE AGENDA ITEMS

- Item to discuss sending the Treasurer to D.C.
- List of all previously requested items for future discussion.

R. COUNCIL REPORTS

White - *Attended the Banning Chamber Installation Dinner and the Highland Springs Interchange townhall.*

Voigt - *Attended the Banning Installation Dinner.*

Lara - *Attended the Banning City Council meeting.*

Fenn - *Attended the Passcom meeting, Banning will hold an emergency preparedness meeting. Attended a library tour. Met with Congressman Ruiz.*

Martinez - *Attended a CalCities meeting, the Youth Council Meeting, Environmental Committee Meeting and met with Congressman Ruiz.*

S. ADJOURNMENT at 8:19 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 April 4, 2023, at 6:00 p.m. unless otherwise posted.