



CITY COUNCIL CLOSED AND REGULAR SESSION MINUTES

May 16, 2023
Regular Meeting: 6:00 PM
550 E. Sixth Street, Beaumont, CA

REGULAR SESSION

A. CALL TO ORDER at 6:33 p.m.

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

Absent: Council Member White

Action of any Request for Excused Absence: Council Member White

Pledge of Allegiance

Adjustments to the Agenda: **Move items F.1 and G.1 to the end of the meeting**

Conflict of Interest Disclosure: **Council Member Voigt – Item F.1**

B. ANNOUNCEMENTS / RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

B.1 National Police Week 2023

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

No comments.

D. CONSENT CALENDAR

Motion by Mayor Pro Tem Fenn

Second by Council Member Voigt

To approve items D.1. – D.5 and D.6 – D.10
Approved by a 4-0 vote
Absent: White

D.1 Ratification of Warrants

Ratify Warrants dated:
April 28, 2023
May 4, 2023

D.2 Approval of Minutes

Approve Minutes dated May 2, 2023.

D.3 2023 City of Beaumont Financial Policies Manual

Proposed 2023 City of Beaumont Financial Policies with added language.

Approve the 2023 City of Beaumont Financial Policies Manual.

D.4 Declaration of Surplus Property

Surplus property identified and requesting disposal thereof.

Approve disposal and/ or auction of identified City surplus property.

D.5 Washington D.C. Visit Summary

Summary of City legislative visit to Washington D.C.

Receive and file with correction to typo on page 199.

D.7 Beaumont Police Department Specialized Equipment Inventory and Fiscal Impact Report

Requirement per Government Code 7072 to submit report annually to its governing body.

Receive and file.

D.8 Approve the Amended and Restated Joint Exercise of Powers Agreement of the Fire Risk Management Services Joint Power Authority

Authorize and Adopt a Resolution of the City of Beaumont Authorizing Participation.

Waive the full reading and adopt by title only, “A Resolution of the City of Beaumont Authorizing Participation in and Approving the Amended and restated Joint Exercise of Powers Agreement of the Fire Risk Management Services Joint Powers Authority” and Approve the Amended and Restated Joint Exercise of Powers Agreement of the Fire Risk Management Services Joint Powers Authority.

- D.9 Consideration of (PLAN2023-0920) Assignment and Assumption of a Development Agreement (06-DA-01) for the Sunny Cal Specific Plan
Assignment and Assumption of a Development Agreement No. 06-DA-01 between the City of Beaumont and CV Communities, LLC.

Approve the Assignment and Assumption of the Sunny-Cal Development Agreement 06-DA-01 with Exeter Cherry Valley Land, LLC.

- D.10 Set Time, Date and Place for a Special Workshop
To continue the discussion of the wastewater rate study.

Set time, date and place of the continued Wastewater Rate Study Workshop to be May 30, 2023, at 5:00 p.m.

- D.6 Approval of the FY 2023/24 Local Responsibility Area Wildland Protection Reimbursement Agreement

Request to approve the FY 2023/24 Local Responsibility Area Wildland Protection Reimbursement Agreement with CAL FIRE.

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

Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Approving an Agreement with the California Department of Forestry and Fire Protection for Services from July 1, 2023 through June 30, 2024 for Fire Protection Services within the Local Responsibility Areas within the City,” and

Approval of the FY 2023/24 agreement with CAL FIRE for fire protection services within the Local Responsibility Areas within the City in the amount of \$47,890.93.

**Approved by a 4-0 vote
Absent: White**

E. YOUTH COUNCIL REPORT

Youth Council Member Garcia gave a report out from the last meeting.

F. PUBLIC HEARINGS

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

- F.2 Formation of Community Facilities District (CFD) No. 2023-1 (Fairway Canyon)

Hold a public hearing and approve by resolution the establishment of CFD No. 2023-1, approve a resolution to incur bond indebtedness, adopt a resolution certifying election result, and introduce ordinance authorizing the levy of special taxes.

**Public Hearing opened at 6:48 p.m.
No comments**

Consensus to continue the Public Hearing with the finding that additional time is required because of the complexity of the proposed CFD and due to the need for additional public participation in this process. The public Hearing will be continued to June 20, 2023.

G. ACTION ITEMS

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

G.2 Award a Public Works Agreement to EverFence Corporation in an Amount Not to Exceed \$204,269 for the Police Station Perimeter Fencing – Capital Improvement Project No. PS-02

Award Public Works Agreement for Police Department Perimeter Fence.

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

Approve the Public Works Agreement with EverFence Corporation in the amount of \$204,269 and authorize the City Manager to approve invoices for contingency in an amount up to \$20,426 - for a total not to exceed of \$224,695.

**Approved by a 4-0 vote
Absent: White**

G.3 Drainage at Wellwood Avenue and Eleventh Street

Development of Capital Improvement Plan project for drainage at Wellwood Avenue and Eleventh Street.

**Motion by Council Member Lara
Second by Council Member Voigt**

Authorize City staff to request a CIP project and funding from RCFC & WCD for the design and construction of MDP Line 8.

**Approved by a 4-0 vote
Absent: White**

- G.4 Award of Contracts for On-Call Building and Safety Plan Check Services
Selection of four (4) firms to provide on-call building and safety plan check services to meet current needs and further enhance the level of customer service.

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

Award a professional services agreement to 4Leaf, Inc.; Bureau Veritas; Scott Fazekas & Associates, Inc.; and Willdan for on-call Building and Safety services in an annual amount not to exceed the fiscal year's council approved budget for plan check and inspection fees in the Building and Safety Budget for the year of the contract.

**Approved by a 4-0 vote
Absent: White**

- G.5 Award of Contracts for On-Call Planning and Environmental Services
Selection of six (6) consulting firms to provide on-call planning and environmental services to further enhance the level of customer service.

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

Approve the on-call services contracts with Kimley-Horn, Placeworks, Psomas, MIG, the Altum Group and Chambers Group, Inc.

**Approved by a 4-0 vote
Absent: White**

- G.6 Award a Professional Services Agreement to Transtech Engineers, Inc. for On-Call Capital Improvement Program Project Management Services

On-Call Capital Improvement Program Project Management Services in an amount not to exceed \$500,000.

Strategic Plan Objectives:

Priority Level 1, Target 2, Goals 1-5;

Priority Level 2, Target 2, Goals 6-8;

Priority Level 3, Target 2, Goal 9;

Priority Level 3, Target 5, Goal 6

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

Award a professional services agreement to Transtech Engineers, Inc for on-call CIP program management services in an amount not to exceed \$500,000.

**Approved by a 4-0 vote
Absent: White**

G.7 Administrative Draft of the Objective Design Standards

Presentation of the Administrative Draft of the Objective Design Standards to obtain feedback and direction from the City Council for future consideration.

Feedback given to staff to compile a redline to bring back for adoption.

G.8 Authorization for Payment of Invoice from County of Riverside Registrar of Voters

Invoice 3792 in the amount of \$113,094.71 for election services.

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

Authorize the payment of \$113,094.71 to the County of Riverside Registrar of Voters for Election Services rendered in 2022.

**Approved by a 4-0 vote
Absent: White**

G.9 Approval of City Attorney Invoices for the Month of April 2023

City Attorney John Pinkney recused himself on this item

**Motion by Council Member Voigt
Second by Council Member Lara**

Approve invoices in the amount of \$118,914.31.

**Approved by a 4-0 vote
Absent: White**

F. PUBLIC HEARINGS

F.1 Public Hearing and Consideration for the Fourth Amendment of the City's FY22/23-FY26/27 Capital Improvement Plan

Approval of Resolution to amend the five-year FY23-27 Capital Improvement Plan (CIP).

Council Member Voigt recused herself in an abundance of caution to ensure there is no appearance of a conflict of interest since her

spouse works for CalFire. City Attorney John Pinkney reaffirmed that this item would not financially benefit the Council Member but supported the recusal for any appearance of conflict of interest.

Public Hearing opened at 7:46 p.m.

No comments

Public Hearing closed at 7:50 p.m.

Motion by Mayor Martinez

Second by Council Member Lara

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 2022/2023-2027.”

Approved by a 3-0 vote

Absent: White

Abstain: Voigt

G. ACTION ITEMS

G.1 FY2022-2023 No.6 Budget Amendment

Review items needing budget amendments in the FY2022-2023 budget.

Council Member Voigt recused herself on this item due to the same conflict stated in item F.1.

Motion by Mayor Pro Tem Fenn

Second by Council Member Lara

Approve FY2022-2023 budget amendments as outline in attachment A.

Approved by a 3-0 vote

Absent: White

Abstain: Voigt

H. LEGISLATIVE UPDATES AND DISCUSSION

I. ECONOMIC DEVELOPMENT UPDATE

In lieu of the regular meeting there will be a Downtown Visionary Workshop on Thursday evening.

J. CITY TREASURER REPORT

no report

K. CITY CLERK REPORT

No report

L. CITY ATTORNEY REPORT

M. CITY MANAGER REPORT

N. FUTURE AGENDA ITEMS

- Resource for residents to contact local businesses
- City staff first aid and safety discussion
- Truck routes
- Short-term rentals
- Assessment for the need for additional community center(s)
- Sign ordinance
- Processing fee waivers at a staff level
- Commercial landscape enforcement
- Report of warehouse employment, sales, tax revenue and status updates

O. COUNCIL REPORTS

Voigt - *Gave a report out from the Collaborative Meeting, and Beaumont Cherry Valley Parks District.*

Lara - *No report.*

Fenn - *Report out from T-Now and Pass Comm.*

Martinez - *Report out from SCAG Assembly, a roundtable with Congressman Ruiz and the Youth Council Meeting.*

P. PUBLIC COMMENTS REGARDING CLOSED SESSION

No comments.

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

No reportable action.

P.2 Conference with Legal Counsel Regarding Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1): Paula Ann Wright v. City of Beaumont, Riv. Sup. Ct. Case No. CVRI2204721

Motion by Mayor Martinez

**Second by Council Member Lara
To file a cross complaint with Tri-Point Homes
Approved by a 4-0 vote
Absent: White**

P.3 Conference with Legal Counsel Regarding Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1): Juan Cazares et. al.
v. City of Beaumont, Riv. Sup. Ct. Case No.CVRI2300446

**Motion by Mayor Martinez
Second by Council Member Lara
To continue defending the case
Approved by a 4-0 vote
Absent: White**

P.4 Conference with Legal Counsel Regarding Existing Litigation

Pursuant to Government Code Section 54956.9(d)(1): Carolyn DeRyke v.
City of Beaumont, Riv. Sup. Ct. Case No. CVRI2300070

**Motion by Council Member Lara
Seconded by Mayor Pro Tem Fenn
To continue defending the case
Approved by a 4-0 vote
Absent: White**

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

Property: 515-516 California Avenue (APN 418-091-012). Agency
Negotiator: City Manager Elizabeth Gibbs or her designee. Negotiating
Parties: City of Beaumont as potential purchaser and PRRO as potential
seller. Under Negotiation: Price and terms.

No reportable action

R. ADJOURNMENT at 9:35 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 June 6, 2023, at 6:00 p.m. unless otherwise posted.