



CITY COUNCIL CLOSED & REGULAR SESSION MINUTES

August 15, 2023

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

CLOSED SESSION

A. CALL TO ORDER at 5:02 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 Anticipated Litigation Pursuant to Government Code Section 54956.9(d)(2) and/or (3):

Four Claims: (i) Braiden Goedhart; (ii) James Albert Pietronico; (iii) Shannon Luellen (Application for Permission to file Late Claim); and (iv.) Gary Blackwell (Application for Permission to File a Late Claim)

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

To deny the late claims by Blackwell and Luellen

Approved by a unanimous vote

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

To deny the claims by Goedhart and Pietronico

Approved by a unanimous vote

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

Property: City's interchange property at 4th Street and Potrero
Agency negotiator: City Manager
Negotiating parties: The City of Beaumont And ASM Beaumont Investors, LLC
Under negotiation: price and terms of sale.

No reportable action.

B.3 Conference with Legal Counsel - Anticipated Litigation

Initiation of litigation pursuant to government code Section 54956.9(d)(4): (One case)

No reportable action.

C. ADJOURNMENT TO CLOSED SESSION

REGULAR SESSION

D. CALL TO ORDER at 6:22 p.m.

Present: 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

E.1 Introduction of Oakley

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

D. Castaldo - *Thanked Council Member White for his participation in ERICA, the communications joint agency.*

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 Lara
Second by Council Member Fenn**

To approve the Consent Calendar

Approve by a unanimous vote.

G.1 Ratification of Warrants

**Ratify Warrants dated:
July 27, 2023
August 4, 2023**

G.2 Approval of Minutes

Approve Minutes dated August 1, 2023

G.3 Approve the Transfer of the Developer of Record from Tesla to Swell Energy for the Grant Funded Energy Resiliency Projects at Upper Oak Valley and Beaumont Mesa Lift Stations

Transfer the Developer of Record from Tesla to Swell Energy to keep two grant-funded projects viable.

Approve the transfer of the developer of record from Tesla to Swell Energy for the Grant Funded Resiliency Projects at Upper Oak Valley and Beaumont Mesa Lift Stations.

H. YOUTH COUNCIL REPORT

Youth Council application period is open. Please visit the City's website for details.

I. PUBLIC HEARINGS

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

I.1 Hold a Public Hearing to Consider a Resolution Approving Rates for Wastewater Service Effective September 1, 2023, and Rescinding all Prior Established Wastewater Rates

Hold a public hearing to consider adopting a resolution approving rates for wastewater services.

Public Hearing opened at 6:49 p.m.

D. Castaldo - Asked questions of the commercial low, medium and high flow determination.

T. Cargill - Concerns with the design of the treatment plant and the rate change process.

Public Hearing closed at 6:54 p.m.

Motion by Council Member White

Second by Council Member Lara

Hold a Proposition 218 Public Hearing; and

To waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Approving Rates for Wastewater Service Effective September 1, 2023, and Rescinding all Prior Established Wastewater Rates”

Approved by a unanimous vote

- I.2 First Reading of an Ordinance Rescinding Ordinance No. 1091 and Amending Chapter 3.39 of the Beaumont Municipal Code – Western Riverside County Transportation Uniform Mitigation Fee Program

Amendment of Chapter 3.39, Section 060 “Procedures for the Levy, Collection and Disposition of Fees,” to authorize TUMF fees to be collected directly by WRCOG from the developers from the effective date of this ordinance forward.

Public Hearing opened at 7:09 p.m.

No comments

Public Hearing closed at 7:10 p.m.

Motion by Mayor Pro Tem Fenn

Second by Council Member Voigt

Waive the full first reading of “An Ordinance of the City of Beaumont, California Amending Section 060 Beaumont Municipal Code Section 3.39 To Include a Process Whereby the Western Riverside Council of Governments (WRCOG) Shall Calculate and Collect Fees Under the Western Riverside County Transportation Uniform Mitigation Fee (TUMF) Program Directly”

Approved by a unanimous vote

J. ACTION ITEMS

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

- J.1 Award a Professional Services Agreement in an Amount Not-to-Exceed \$997,160 to Tom Dodson & Associates for the Preparation of an Adaptive Management and Mitigation Plan

Prepare an Adaptive Management and Mitigation Plan as part of the process of implementing a recycled water program.

**Motion by Council Member Lara
Second by Mayor Martinez**

To authorize the Mayor to execute a Professional Services Agreement with Tom Dodson & Associates for an Adaptive Management and Mitigation Plan in an amount not to exceed \$997,160.

Approved by a unanimous vote

- J.2 Award a Professional Services Agreement to Willdan Financial Services for a Variety of Development Impact Fee Studies in a Not-to-Exceed Amount of \$79,080

Award an agreement with Willdan Financial Services for professional services to conduct a development impact fee study.

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

To approve a professional services agreement with Willdan Financial Services at a not to exceed cost of \$79,080 to conduct a variety of development impact fee studies.

Approved by a unanimous vote

- J.3 Second Amendment to the Professional Service Agreement with EXP U.S. Services, Inc

Second Amendment to the Professional Services Agreement for Engineering Services to EXP U.S. Services, Inc. for the Beaumont Master Drainage Plan (MDP) Line 2, Stage 1 Project (CIP2019-019).

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

Approve a second amendment to the Professional Services Agreement with EXP U.S. Services, Inc. to extend the term for one-year and a new not-to-exceed amount of \$524,064.96.

Approved by a unanimous vote

- J.4 Service Agreement between the County of Riverside and the City of Beaumont for Brookside Avenue Slurry Seal Improvements

Cooperative Agreement with the County of Riverside.

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

To approve Cooperative Agreement between the County of Riverside and City of Beaumont for Brookside Avenue Slurry Seal Improvements and authorize the City Manager to sign the agreement in the amount not to exceed \$74,876.60.

Approved by a unanimous vote

- J.5 ISF Replacement Vehicles

The purchase of seven (7) replacement vehicles and one (1) new vehicle for the Community Services Department through the approved FY 23/24 City-wide budget; and one (1) vehicle maintenance vehicle for the Transit Department funded by the State Transit Assistance grant.

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

To approve a Purchase Order in an amount not to exceed \$479,358.56 to Santa Margarita Ford for the Purchase of eight (8) 2022 Ford F-250s for the Community Services Department and one (1) 2023 Ford F-250 for the Transit Department.

Approved by a unanimous vote

- J.6 Approval of City Attorney Invoices for the Month of July 2023

City Attorney Pinkney recused himself on this item.

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

Approve invoices in the amount of \$94,373.23

Approved by a unanimous vote

K. LEGISLATIVE UPDATES AND DISCUSSION

L. ECONOMIC DEVELOPMENT UPDATE

Report out from recent meeting and update on incentive program.

M. CITY TREASURER REPORT

N. CITY CLERK REPORT

O. CITY ATTORNEY REPORT

Status report on current litigation.

P. CITY MANAGER REPORT

P.1 Transportation Update

Q. FUTURE AGENDA ITEMS

- Resource for residents to contact local businesses
- City staff first aid and safety discussion
- Assessment for the need for additional community center(s)
- Annexation Agreement with the County
- Enforcement of sidewalk vendors (October)

R. COUNCIL REPORTS

Lara - *Thanked parks and grounds staff for the maintenance prior to the start of school*

Voigt - *No report*

Fenn - *Attended the TNOW meeting, Passcom meeting, Land Use Subcommittee and Beaumont Chamber Breakfast.*

White - *Report out from discussion of Hwy 79 realignment.*

Martinez - *Attended the Chamber breakfast, the Pass Vet Expo and thanked staff for prompt and thorough responses to concerned residents.*

S. ADJOURNMENT at 8:00 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 September 5, 2023, at 6:00 p.m. unless otherwise posted.