



CITY COUNCIL CLOSED & REGULAR SESSION MINUTES

June 18, 2024

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

B. PUBLIC COMMENTS REGARDING CLOSED SESSION

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

One potential case.

Council Member Voigt will be recused from the item discussion.

No reportable action.

B.2 Conference with Legal Counsel Regarding Anticipated/Existing Litigation Pursuant to Government Code Section 54956.9(d)(1) and/or (2) and/or (3)

Worker's Compensation Case No. 4A23031JFHT-0001

No reportable action.

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

Property: South of Cougar Way, West of Beaumont Avenue (APN 404-140-007).

Agency Negotiator: City Manager Elizabeth Gibbs or her designee.

Negotiating Parties: City of Beaumont as potential purchaser and Silva

Family Trust and Bianchi Properties LTD as potential seller.
Under Negotiation: Price and terms.

No reportable action.

B.4 Late Breaking Item regarding: Braden Goedart V City of Beaumont

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

Motion to add the item to Closed Session

No reportable action.

C. ADJOURNMENT TO CLOSED SESSION

REGULAR SESSION

D. CALL TO ORDER at 6:09 p.m.

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

Report out from Closed Session
Action on any Closed Session Items
Action of any Requests for Excused Absence
Invocation
Pledge of Allegiance
Adjustments to the Agenda
Conflict of Interest Disclosure

E. ANNOUNCEMENTS / RECOGNITION / PROCLAMATIONS / CORRESPONDENCE

- E.1 Arborist Presentation
- E.2 Everbridge Presentation
- E.3 Retirement Recognition of Maria Oseguera
- E.4 Years of Service Recognition of David Garcia

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

No comments

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 Voigt

Second by Mayor Pro Tem Lara

To approve the Consent Calendar

G.1 Ratification of Warrants

Ratify Warrants dated:

May, 24, 2024

May 31, 2024

G.2 Approval of Minutes

Approve Minutes dated June 4, 2024.

G.3 Accept Public Improvements and Exonerate Maintenance Bond No. 107594554-M

Maintenance bond exoneration for street improvements associated with McDonald Property Group with Tract No. 36426.

Accept the public improvements, authorize the Mayor to sign the Certificate of Acceptance, and authorize staff to issue a bond exoneration letter for maintenance bonds for (Project / Bond Number / Improvement):

•Tract No. 36426/ 107594554-M / Street

G.4 Performance Bond Exoneration and Survey Monuments

Performance and Payment bond exoneration for sewer improvements associated with Tract Map 31469-8, 31469-9, 31469-10, Sewer Left Station improvements associated with Tract Map 27971, and survey monuments associated with Tract Map No. 27971-4.

Authorize City staff to issue a Bond Exoneration Letter for Performance and Payment Bonds and Accept Maintenance Security for (Project / Bond Number / Improvement / Maintenance Bond Number):

• Tract Map No. 31469-8 / 929622470 / Sewer / 929622740-M

- **Tract Map No. 31469-9 / 92965966 / Sewer / 929635966-M**
- **Tract Map No. 31469-10 / 929635976 / Sewer / 929635976-M**
- **Tract Map No. 27971 / PB030104056 / Sewer Left Station / PB03010405642-M**
- **Tract Map No. 27971-4 / 1155911 / Monumentation**

G.5 Fiscal Year 2024-2025 Budget Book and Budget-in-Brief

Receive and file the FY2024-2025 Budget Book and Budget-in-Brief.

Receive and file the FY2024-2025 Budget Book and Budget-in-Brief.

G.6 Approval of Fiscal Year 2024-2025 Requisitions

Approval of FY2024-2025 requisitions in accordance with the City of Beaumont Purchasing Ordinance (Ord. No. 1160).

Approve the listed requisitions for vendors to receive payment as noted in Attachment A of this report.

G.7 Right-of-way Acceptance

Accept right-of-way for Potrero Boulevard, north of State Route 60, as part of the Potrero/ SR60 Phase II.

Waive the full reading and adopt by title only, “A Resolution of the City Council of the City of Beaumont, California, Accepting Right-of-Way for Potrero Boulevard (Parcel A as Shown on Parcel Map No. 31368, Recorded In Book 229 of Parcel Maps, In Pages 46-53, Inclusive, Riverside County Records)”

G.8 Approve a Purchase Order increase of \$43,475 to County of Riverside-PSEC

To approve an increase to Purchase Order #23/241577 for County of Riverside – PSEC to match the budgeted amount of \$242,000.

Approve the increase to purchase order #23/241577 in the amount of \$43,475 for a total of \$242,000.

H. YOUTH COUNCIL REPORT

Application period is open.

I. PUBLIC HEARINGS

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

I.1 Continued Public Hearing for Adoption of Development Impact Fee Nexus Study and Development Impact Fee Schedule

Continued public hearings for the proposed adoption of the 2024 Development Impact Fee Schedule.

Public Hearing opened at 7:01 p.m.

McDonald Property Group - (written) Spoke in opposition of the commercial impact fees.

J. Brownyard - Raised concerns with the fees presented.

H. Woods - Shared concerns with the fees presented for developing residential homes.

D. Jorritsma - Shared concerns with the fees presented for developing residential homes.

R. Roy - Asked that fees be raised for industrial.

J. Gardner - Representing Tract 32850 shared concerns with the fees presented for residential homes.

L. Dickinson - Clarified the impact fees for the Library District.

B. Blankenship - Raised concerns of the proposed impact fees and asked Council not to adopt.

M. Mancha - Raised concerns of the impact fees

Building Industry Association - Raised concerns and asked Council not to adopt the fees proposed.

Public Hearing closed at 7:31 p.m.

Consensus from Council to revise the study with a 25 year plan horizon, the trip rate to be reviewed, include other cities for comparison, would like commercial fees to be lowered.

I.2 Public Hearing for Specific Plan Amendment (SP2023-0010) a City Initiated Request to Amend the Heartland Specific Plan to be in Conformance with the General Plan Land Use Designation

A City initiated request to amend the Heartland (Olivewood) Specific Plan to bring it into conformance with the underlying General Plan land use designation.

Public Hearing opened at 8:31 p.m.

R. Roy - Spoke in support of the amendment.

Public Hearing closed at 8:41 p.m.

Motion by Council Member White

Second by Mayor Pro Tem Lara

To waive the full first reading and approve by title only, “An Ordinance of the City Council of the City of Beaumont, California, Amending the Heartland (Olivewood) Specific Plan”

Approved by a unanimous vote

- I.3 Public Hearing for Specific Plan Amendment (SP2023-0011) A City Initiated Request to Amend the Oak Valley SCPGA Specific Plan to be In Conformance with the General Plan Land Use Designation

A City initiated request to amend the Oak Valley SCPGA Specific Plan to be in conformance with the General Plan land use designation.

Public Hearing opened at 8:44 p.m.

No comments

Public Hearing closed at 8:44 p.m.

Motion by Council Member Voigt

Second by Mayor Pro Tem Lara

To waive the full first reading and approve by title only, “An Ordinance of the City Council of the City of Beaumont, California, Amending the Oak Valley SCPGA Specific Plan”

Approved by a unanimous vote

- I.4 Public Hearing and Consideration of a Resolution for the Fifth Amendment to the City’s FY 2024-2028 Capital Improvement Plan

Approval of Resolution to amend the five-year FY 2024-2028 Capital Improvement Plan (CIP).

Public Hearing opened at 8:48 p.m.

No comments

Public Hearing closed at 8:48 p.m.

Motion by Mayor Pro Tem Lara

Second by Council Member Martinez

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 FY 2024-2028”; and,

Approve budget adjustments as outlined in Attachment D.

Approved by a unanimous vote

J. ACTION ITEMS

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

- J.1 Annual Resolution Directing the Riverside County Auditor-Controller to Place the Levy of Special Taxes for the City’s Community Facilities Districts on the Fiscal Year 2024-2025 County Tax Roll

The approval of this item will allow the Riverside County Auditor-Controller to levy and collect special taxes for the City's Community Facilities Districts for the 2024-2025 fiscal year.

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

To waive the full reading and adopt by title only "A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1, 2016-1, 2016-2, 2016-3, 2016-4, 2018-1, 2019-1, 2021-1, and 2023-1 and Directing the County Auditor to Collect the Same on the Tax Rolls (93-1, 2016-1, 2016-2, 2016-3, 2016-4, 2018-1, 2019-1, 2021-1, and 2023-1)."

Approved by a unanimous vote.

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

To waive the full reading and adopt by title only "A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 18) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 18)" (White recusal)

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

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

To waive the full reading and adopt by title only "A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 14 and 14B) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 14 and 14B)." (Fenn recusal)

**Recused: Fenn
Approved by a 4-0 vote**

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

To waive the full reading and adopt by title only "A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 9) and Directing the

County Auditor to Collect the Same on the Tax Rolls (IA 9).” (Martinez recusal)

**Recused: Martinez
Approved by a 4-0 vote**

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

To waive the full reading and adopt by title only “A Resolution of the City Council of the City of Beaumont, California, Levying the Special Tax in Community Facilities Districts No. 93-1 (IA 8E) and Directing the County Auditor to Collect the Same on the Tax Rolls (IA 8E).” (Voigt recusal)

**Recused: Voigt
Approved by a 4-0 vote**

- J.2 Cooperative Agreements for Fire Protection, Fire Prevention, Rescue, Fire Marshal and Medical Emergency Services with the County of Riverside and Cost Share Agreement

Agreements with the County of Riverside, through its Cooperative Fire Programs Fire Protection Reimbursement Agreement (CAL FIRE Agreement)

Council Member Voigt recused for the item.

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

Approve the Cooperative Agreement for Fire Protection, Fire Prevention, Rescue, Fire Marshal and Medical Emergency Services with the County of Riverside and Cooperative Agreement between the City of Banning and County of Riverside to Share the Cost of Fire Engine Company 20 and authorize the Mayor to execute on behalf of the City.

Approved by a unanimous vote

- J.3 Approve a Public Works Agreement for the Construction of the Stewart Park Improvements

Award a Public Works Agreement to Act 1 Construction, Inc. for construction services for Stewart Park Improvements Phase 1 - Capital Improvement Project (CIP) No. P-10.

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

Authorize the Mayor to execute a Public Works Agreement with Act 1 Construction, Inc. for the Construction of the Stewart Park Improvement Project Phase 1, and

Authorize Staff to Issue a Purchase Order in an Amount not to Exceed \$11,464,148, and

Authorize the City Manager to approve any contingencies in an amount not to exceed \$1,146,414.

Approved by a unanimous vote

- J.4 Approve a First Amendment to the Professional Services Agreement with PlaceWorks to Provide Additional Construction Administration Services for Phase 1 of the Stewart Park Improvement Project

Amend the agreement for landscape and architecture services to include construction administration for the construction of Stewart Park Phase 1 Improvements.

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

Approve a First Amendment to the Professional Services Agreement with PlaceWorks to Provide Additional Construction Administration Services for Phase 1 of the Stewart Park Improvement Project in the amount of \$154,235, and authorize the City Manager to approve any contingencies up to 10% of the amended amount, not-to-exceed \$15,424.

Approved by a unanimous vote

- J.5 Award a Professional Services Agreement with Clinical Laboratory Services Inc. to Provide Laboratory Testing Services for the Wastewater Treatment Plant

Award a three-year contract to Clinical Laboratory Services of San Bernardino to provide laboratory testing services for the City's Wastewater Treatment Plant (WWTP) as required to meet federal and state permit requirements.

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

Award a Professional Services Agreement with Clinical Laboratory Services of San Bernardino, Inc., for a term of three years at the cost per test rates in the attached proposal.

Approved by a unanimous vote

- J.6 Adoption and Implementation of Everbridge Communication Platform Administrative Policy

The purpose of this staff report is to seek approval from the City of Beaumont City Council for the policy governing the use of the Everbridge Communications Platform. This policy outlines the procedures and guidelines for using the platform to ensure effective, efficient, and secure communication with residents.

**Motion by Council Member Voigt
Second by Council Member Martinez**

Approve and adopt the Everbridge Communications Software Policy.

Approved by a unanimous vote

- J.7 Approval of City Attorney Invoices for the Month of May 2024

City Attorney Pinkney recused for this item.

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

Approve invoices in the amount of \$132,031.65

Approved by a unanimous vote

K. LEGISLATIVE UPDATES AND DISCUSSION

L. ECONOMIC DEVELOPMENT UPDATE

Economic Development Committee Report Out and City Council Direction

M. CITY TREASURER REPORT

Finance and Audit Committee Report Out and City Council Direction

M.1 Treasurer Reports

N. CITY CLERK REPORT

O. CITY ATTORNEY REPORT

P. CITY MANAGER REPORT

Station 106 is now staffed, Jennifer Ustation has completed her final exam for her certification and Beaumont Nights was a successful event. Report out of the Cherry Festival. The City has been awarded the Distinguished Budget Award for the Fiscal Year 2024.

Q. FUTURE AGENDA ITEMS

- Assessment for the need for additional community center(s) (Future)
- Annexation Agreement with the County (Future)
- Revisit Business Incentive Program (July)

R. COUNCIL REPORTS

Martinez - *No report.*

Voigt - *No Report.*

Fenn - *Report out from the TNOW meeting, the and Chamber breakfast.*

Lara - *Attended Beaumont Nights and thanks Grounds Department for the Sports Park maintenance.*

White - *Attended Beaumont Nights.*

S. ADJOURNMENT at 9:43 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 July 16, 2024, at 6:00 p.m. unless otherwise posted.