

**MINUTES
OF THE REGULAR MEETING
OF THE JURUPA VALLEY CITY COUNCIL
April 18, 2019**

The meeting was held at the Jurupa Valley City Council Chamber, 8930 Limonite Avenue,
Jurupa Valley, CA

1. 6:00 PM - CALL TO ORDER AND ROLL CALL FOR CLOSED SESSION

- Brian Berkson, Mayor
- Anthony Kelly, Jr., Mayor Pro Tem
- Chris Barajas, Council Member
- Lorena Barajas, Council Member
- Micheal Goodland, Council Member

Mayor Berkson called the closed session meeting to order at 6:03 p.m.

2. CLOSED SESSION

A. PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS

There were no public comments regarding the closed session items.

B. CITY MANAGER ANNUAL PERFORMANCE EVALUATION. The City Council met in closed session pursuant to Government Code Section 54957 to evaluate the performance of the City Manager and establish goals and performance objectives for the next year as required by the City Manager's Employment Agreement.

C. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION. The City Council met in closed session with the City Attorney pursuant to Government Code Section 54956.9(d)(1) with respect to one matter of pending litigation: (1) *Robert Taft, Jr., Central Franchise Group, LLC et al. v. City of Jurupa Valley et al.* (Riverside County Superior Court Case No. RIC 1902360).

3. 7:00 P.M. - RECONVENE IN OPEN SESSION

A. ANNOUNCEMENT OF ANY REPORTABLE ACTIONS IN CLOSED SESSION

City Attorney Peter Thorson announced that in regards to Closed Session Item 2.C, the Council by a unanimous vote authorized the City Attorney's Office to represent the City and defend the City's interests and to file all the necessary motions and cross complaints. There were no other reportable actions from Closed Session.

4. CALL TO ORDER AND ROLL CALL FOR REGULAR SESSION

- Brian Berkson, Mayor
- Anthony Kelly, Jr., Mayor Pro Tem
- Chris Barajas, Council Member
- Lorena Barajas, Council Member
- Micheal Goodland, Council Member

Mayor Berkson called the regular meeting to order at 7:03 p.m.

5. INVOCATION was given by Pastor Greg Rondeau, Calvary Chapel, Jurupa Valley.

6. PLEDGE OF ALLEGIANCE was led by Council Member Micheal Goodland.

7. APPROVAL OF AGENDA

A motion was made by Council Member Chris Barajas, seconded by Mayor Pro Tem Anthony Kelly, to approve the Agenda.

Ayes:	C. Barajas, B. Berkson, L. Barajas, M. Goodland, A. Kelly
Noes:	None
Absent:	None

8. PRESENTATIONS

A. 2019 ANNUAL STRINGFELLOW STATUS UPDATE

Peter Bailey, Geology Unit Supervisor and David Herzog, Project Manager, Department of Toxic Substances, gave an update on the Stringfellow Superfund Site. As part of their outreach effort they recently mailed community updates to approximately 3,200 residents providing a status of the treatment plant and the groundwater characterization efforts. David Herzog gave a brief overview of the Stringfellow site and reported on the efforts to clean up Jurupa Valley's groundwater. He reported that there is a Stringfellow Document Repository at the Glen Avon Library.

B. UPDATE FROM RIVERSIDE COUNTY SHERIFF'S HOMELESS OUTREACH TEAM

Deputy Alisha Espinoza-Martinez and Deputy Joseph Lara gave a presentation on the County's Homeless Outreach Team. Deputy Martinez noted that Riverside County is home to more than 2,300 homeless people. Deputy Martinez discussed how they collaborate with government entities and non-profits to provide resources such as housing, substance abuse, mental health, and job placement. Deputy Lara discussed how they work to re-connect many of these individuals back within society. He shared some of their recent success stories.

C. PROCLAIMING APRIL AS INNOVATION MONTH

The City Council proclaimed April as Innovation Month in Riverside County and presented a Proclamation to Robert Moran, Executive Director of the Riverside County Economic Development Agency. Mr. Moran thanked the Council for their recognition.

D. UPDATE ON THE WESTERN COMMUNITY ENERGY PROGRAM

Tyler Masters, Program Manager, gave an overview of the Western Community Energy Program. He noted that state law allows for local governments to provide electricity to customers as an alternative to the current energy provider. He explained how this plan will create local control over programs and rates and allow residents of Jurupa Valley to choose their energy provider. He noted that residents will receive mailed notices with opt out information. A public outreach plan is currently underway.

9. PUBLIC APPEARANCE/COMMENTS

Spencer Rogers voiced concern regarding the proliferation of illegal food vendors who use push carts especially during the weekend. He noted that these food vendors pose a health hazard as they have no refrigeration and are not regulated by the Health Department. He suggested that these carts may be operated by one person. (Donald Oaks donated his time to Mr. Rogers).

Mayor Berkson advised that the City recently learned that the two new Deputies that were budgeted last year are now on patrol and they will be tasked to handle these types of quality of life issues.

Dr. Nancy Daniels-Nelson voiced concern that a new housing development approved several years ago will use her neighborhood as the principal access point causing additional traffic which will negatively impact her property value.

William Nelson stated that he and his neighbors were assured that Kachina Drive was to remain semi-obstructed from through-traffic from the new housing development. He was surprised to learn that this has since changed. He requested that the Council consider alternatives which would provide the least invasive way to accommodate public safety without affecting the traffic pattern in his neighborhood.

Ellyn Krantz echoed the previous speaker's concerns. She voiced concern that the two new housing developments will create additional traffic on Camino Real. She suggested that a new traffic signal is needed at Jurupa and Pedley Road. She suggested that Pedley be widened to allow for sidewalks and street lights.

Gabriella Baumert stated that the new housing development off of Kachina will create additional traffic on Camino Real. There is no stop sign and residents will be negatively

impacted by the increased traffic. She encouraged the Council to slow down the development as it is difficult for residents who must deal with the increased traffic.

Kathryn Rohm stated that she is opposed to opening up Kachina Drive as a main thoroughfare for the two new housing developments that will allow residents from these gated communities to use her neighborhood as a main thoroughfare. She voiced concern that this will create an unsafe situation for the existing neighborhood as there are no sidewalks or street lights.

Kim Johnson voiced concern that residents from the two new housing tracts will travel through her neighborhood. She asked how the gated community was approved as she and her neighbors should have the same privilege of access in an emergency that the new homes are being offered.

10. INTRODUCTIONS, ACKNOWLEDGEMENTS, COUNCIL COMMENTS AND ANNOUNCEMENTS

Mayor Brian Berkson reported on his attendance at the Chamber of Commerce Mixer that was held last night at the Galleano Winery. He noted that it was an enjoyable event and he appreciated the opportunity to meet some of the community's business members.

11. CITY COUNCIL MEMBER ORAL/WRITTEN REPORTS REGARDING REGIONAL BOARDS AND COMMISSIONS

A. MAYOR BRIAN BERKSON

1. Mayor Berkson gave an update on the Interagency Coordinating Council meeting of March 29, 2019.
2. Mayor Berkson gave an update on the Riverside County Transportation Commission meeting of April 10, 2019.
3. Mayor Berkson gave an update on the Western Community Energy Joint meeting of the Board of Directors and Technical Advisory committee meeting of April 10, 2019.
4. Mayor Berkson gave an update on the Metrolink/Southern California Regional Rail Authority meeting of April 12, 2019.
5. Mayor Berkson gave an update on the Mobile Source Air Pollution Reduction Review committee meeting of April 18, 2019.

B. MAYOR PRO TEM ANTHONY KELLY, JR.

1. Mayor Pro Tem Kelly gave an update on the Northwest Mosquito and Vector Control District meeting of April 18, 2019.

12. CITY MANAGER’S UPDATE

City Manager Gary Thompson announced that the public hearing for the Kachina Drive street vacation is scheduled for the May 16, 2019 Council meeting. He reported that the Environmental Impact Report for the Etiwanda Truck Route will be released tomorrow and it will be made available for public review on the City’s website.

City Manager Thompson announced his resignation stating that he has accepted an appointment as the new Executive Officer for Riverside County LAFCO. His last day will be May 23, 2019.

Mayor Berkson thanked Mr. Thompson for his service and wished him well. He noted that Mr. Thompson played a major role in the City’s incorporation efforts as he was a member of the original incorporation committee.

Mayor Pro Tem Anthony Kelly thanked Mr. Thompson for his leadership and guidance.

13. APPROVAL OF MINUTES

A. APRIL 4, 2019 REGULAR MEETING

A motion was made by Council Member Chris Barajas, seconded by Council Member Lorena Barajas, to approve the Minutes of the April 4, 2019 regular meeting.

Ayes: C. Barajas, B. Berkson, L. Barajas, A. Kelly
Noes: None
Absent: None
Abstained: M. Goodland

14. CONSENT CALENDAR

A. COUNCIL APPROVAL OF A MOTION TO WAIVE THE READING OF THE TEXT OF ALL ORDINANCES AND RESOLUTIONS INCLUDED IN THE AGENDA

Requested Action: That the City Council waive the reading of the text of all ordinances and resolutions included in the agenda.

B. CONSIDERATION OF CHECK REGISTER IN THE AMOUNT OF \$3,677,902.73

Requested Action: That the City Council ratify the check registers dated March 28 and April 4 as well as the payroll registers dated March 27, and April 5, 2019.

C. CONSIDERATION OF STIPEND FOR MEMBERS OF THE TRAFFIC SAFETY COMMITTEE

Requested Action: That the City Council pass and adopt Resolution No. 2019-25, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, CONFIRMING A STIPEND FOR MEMBERS OF THE TRAFFIC SAFETY COMMITTEE

D. ADOPTION OF THE LIST OF PROJECTS FOR FISCAL YEAR 2019-2020 FUNDED BY SENATE BILL 1 AND THE FIVE-YEAR MEASURE ‘A’ LOCAL STREETS AND ROADS CAPITAL IMPROVEMENT PROGRAM

1. Requested Action: That the City Council pass and adopt Resolution No. 2019-26, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADOPTING A LIST OF PROJECTS FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT

2. That the City Council approve the City of Jurupa Valley’s Five-Year Measure “A” Local Streets and Roads Capital Improvement Program for Fiscal Years 2019/2020 through 2023/2024 for the RCTC Measure “A” Local Funds Program.

E. APPROVAL OF AGREEMENT BETWEEN MCGRATH RENTCORP AND THE CITY OF JURUPA VALLEY FOR MAINTENANCE OF CITY PARKWAYS FOR MOBILE MODULAR LOCATED ALONG WINEVILLE AVENUE BETWEEN STATE ROUTE 60 AND MISSION BOULEVARD AND ALONG MISSION BOULEVARD BETWEEN WINEVILLE AVENUE AND THE WESTBOUND ON-RAMP OF STATE ROUTE 60

1. Requested Action: That the City Council approve the agreement between McGrath Rentcorp and the City of Jurupa Valley for maintenance of parkways; and

2. Authorize the City Manager to execute the agreement in substantially the form and format attached to the staff report as approved by the City Attorney.

F. AWARD OF CONSTRUCTION AGREEMENT TO HARDY & HARPER, INC. FOR THE RUBIDOUX BOULEVARD PAVEMENT REHABILITATION, CIP PROJECT NO. 18-A.2 – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION

1. That the City Council approve and award a construction agreement to Hardy & Harper, Inc. in the amount of \$637,000 for the Rubidoux Boulevard Pavement Rehabilitation Project, for the work included in its proposal for the Base Bid, and authorize the City Manager to execute the Agreement in substantially the form attached to the staff report as approved by the City Attorney; and
2. Authorize the City Manager to execute contract change orders not to exceed 5% of the total agreement, pursuant to requirements set forth in the agreement; and
3. Authorize the City Manager to record the Notice of Completion upon acceptance of the work by the City Engineer.

G. FINAL STATUS REPORT ON EMERGENCY REPAIRS TO LIMONITE AVENUE ROAD DAMAGE

Requested Action: That the City Council adopt by a 4/5ths vote, Resolution No. 2019-27, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, DETERMINING THAT THE ACTIONS AUTHORIZED BY RESOLUTION NO. 2019-13 FOR THE EMERGENCY REPAIR OF LIMONITE AVENUE, BETWEEN BAIN STREET AND BEACH STREET (PYRITE CREEK) PURSUANT TO PUBLIC CONTRACT CODE SECTION 22050 HAVE BEEN COMPLETED AND THAT THERE IS NO LONGER A NEED FOR THE EMERGENCY AUTHORIZATION

A motion was made by Mayor Pro Tem Kelly, seconded by Council Member Goodland, to approve the Consent Calendar, with the exception of Item No. 14.F, which was removed for further discussion.

Ayes: C. Barajas, B. Berkson, L. Barajas, M. Goodland, A. Kelly
Noes: None
Absent: None

15. CONSIDERATION OF ANY ITEMS REMOVED FROM THE CONSENT CALENDAR

F. AWARD OF CONSTRUCTION AGREEMENT TO HARDY & HARPER, INC. FOR THE RUBIDOUX BOULEVARD PAVEMENT REHABILITATION, CIP PROJECT NO. 18-A.2

Mayor Pro Tem Anthony Kelly requested that Item 14.F be removed from the Consent Calendar for further discussion.

Steve Loriso, City Engineer, provided additional information and responded to Council's questions.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Chris Barajas to 1) approve and award a construction agreement to Hardy & Harper, Inc. in the amount of \$637,000 for the Rubidoux proposal for the Base Bid, and authorize the City Manager to execute the Agreement in substantially the form attached to the staff report as approved by the City Attorney; 2) authorize the City Manager to execute contract change orders not to exceed 5% of the total agreement, pursuant to requirements set forth in the agreement; and 3) authorize the City Manager to record the Notice of Completion upon acceptance of the work by the City Engineer.

Ayes:	C. Barajas, B. Berkson, L. Barajas, M. Goodland, A. Kelly
Noes:	None
Absent:	None

16. PUBLIC HEARINGS

17. COUNCIL BUSINESS

18. CITY ATTORNEY'S REPORT

City Attorney Peter Thorson had no report.

19. COUNCIL MEMBER REPORTS AND COMMENTS

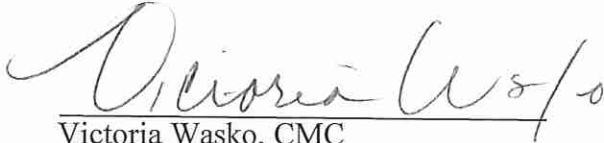
Council Member Chris Barajas requested that the City look into options for regulating Airbnb properties.

20. ADJOURNMENT

There being no further business before the City Council, Mayor Berkson adjourned the meeting at 8:51 p.m.

The next meeting of the Jurupa Valley City Council will be held May 2, 2019 at 7:00 p.m. at the City Council Chamber, 8930 Limonite Avenue, Jurupa Valley, CA 92509.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Victoria Wasko".

Victoria Wasko, CMC
City Clerk