

**MINUTES
OF THE REGULAR MEETING
OF THE JURUPA VALLEY CITY COUNCIL
June 6, 2019**

The meeting was held at the former Sam's Western Wear Building, City Council Chamber, 8930
Limonite Avenue, Jurupa Valley, CA 92509

1. 6:00 P.M. - 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 6:10 p.m.

2. CLOSED SESSION

A. PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS

There were no public comments regarding the closed session items.

B. 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 two matters of pending litigation: (1) *Application of Southern California Edison Company (U-238-E) for a Certificate of Public Convenience and Necessity to Construct the Riverside Transmission Reliability Project*, California Public Utilities Commission Case No. A15404013; and (2) *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

Mayor Berkson announced that there were no reportable actions taken.

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 7:08 p.m.

5. **INVOCATION** was given by Minister Anne Peake, New Birth Baptist Church.

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

7. **APPROVAL OF AGENDA**

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

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

8. **PRESENTATIONS**

A. UPDATE ON THE MARKET STREET BRIDGE PROJECT

Michael Myers, Assistant City Engineer, reported that there are some erosion issues surrounding the Market Street Bridge due to the heavy rains this past winter. As a result, City staff commissioned a report to be prepared through the County of Riverside. He introduced Tayfun Saglam, Senior Bridge Engineer with the County of Riverside.

Mr. Saglam gave a PowerPoint presentation regarding the Market Street Bridge. He pointed out stability issues, observations, and analysis. He noted that the existing bridge is metal fatigued and plans are underway to replace the entire structure. He reported that their timeline is currently ahead of schedule with a proposed completion date of 2024.

B. ACTIVITIES REPORT FROM HEALTHY JURUPA VALLEY

Emilee Fox, representing Healthy Jurupa Valley, provided a PowerPoint presentation highlighting the work of their five action teams. She discussed their accomplishments as a result of the WRCOG grant and presented their vision for the Rubidoux community which focuses on improving economic development, arts, walkability and providing an edible path to school. She encouraged residents to attend their meetings which are held the first Tuesday of each month. She thanked the Council for their support.

9. PUBLIC APPEARANCE/COMMENTS

Eddie Torres, representing Assembly Member Sabrina Cervantes gave a legislative update. He announced a Citizen's Workshop will be held this Saturday at the Jurupa Unified School District's Parent Center. He thanked Senator Richard Roth and Congressman Mark Takano for their assistance in coordinating the workshop. Volunteers are welcome.

Mayor Berkson announced that an informational meeting for bird owners regarding the Virulent Newcastle Disease outbreak has been scheduled for Wednesday, June 12th at 6:00 p.m. at the Jurupa Unified School District Parent Education Center. Representatives from the California Department of Food and Agriculture will be available to answer questions and provide information.

Josette Luffey voiced concern that Ramos Towing has been operating illegally in the City. She outlined various concerns about this business which involve illegally towing vehicles and operating without a Conditional Use Permit.

John Denilofs voiced concern that due to the Newcastle disease outbreak, many residents have been subjected to unprofessional treatment by City staff and the Sheriff's Department while many of their birds have been killed. He voiced concern that the Sheriff's Department has failed to protect residents from the California Department of Food and Agriculture who are killing chickens in Jurupa Valley. (Sharon S. donated her time to Mr. Denilofs).

Donna Cribbs stated that she lives in Nuevo, California. She relayed that last Tuesday police along with representatives of the CDFA and the USDA showed up at her home to kill her birds. After they had killed several of her birds, the euthanasia process was suddenly stopped because they were in the wrong zone. She discussed the incident and the trauma she suffered stating that her privacy and constitutional rights have been ignored.

Richard Cribbs echoed his wife's concerns, stating that residents feel powerless in dealing with this issue. He stated that after members of the CDFA entered his property and killed four of his birds, he received an apology after it was revealed that the "kill team" was in the wrong zone. He voiced concern that individual's civil rights are being violated.

Geoffreangelo Cabrera, Jr., voiced concern that the CDFA has been abusing their power and are harassing the rural communities of the Inland Empire. He stated that members of the CDFA have no regard for public safety and are violating the rights of citizens. He stated that the CDFA have been using live ammunition to euthanize birds which poses a safety hazard and representatives of the CDFA fail to provide proper identification. He noted that many residents have banded together under the name "Save Our Birds."

Amie Irwin stated that many birds which appear to be healthy have been killed. She voiced concern that the CDFA employees have received poor training and they are

spraying what is claimed to be disinfectant all over the City. She stated that many of the employees of the CDFA refuse to give their names or show identification. She asked why individuals showing up at her house with firearms are not being asked to show identification.

Bill Rendall stated that he is a long-time resident and community volunteer. He encouraged the Council to form a Citizen's Commission to work with the community to address the issues surrounding the Virulent Newcastle Disease and the impact to residents.

Grace Cabrera stated that she lives in Nuevo, California and is a neighbor of Richard and Donna Cribbs. She described how her neighbor's birds were being killed by gun shots and the unprofessional tactics used by members of the California Department of Food and Agriculture.

Jennifer Snyder voiced the following concerns: 1) residents are losing their civil liberties as members of the CDFA are trespassing on private property and not showing identification. 2) the Sheriff's Department have turned a blind eye to this situation; 3) the CDFA is asking individuals to sign a contract that is in English only; 4) members of the CDFA have followed protestors; 5) the bags used by the CDFA are not hazmat proof and the trucks carrying dead birds are not properly identified as hazmat; and 6) the City is using the CDFA as City code enforcement officers. (Gina Cruz donated her time to Ms. Snyder).

Spencer Rogers, representing Mike's Auction, voiced the following concerns: 1) Members of the CDFA improperly entered Mike's property and threatened citizens with arrest and "gestapo" tactics which was video recorded. He encouraged the Council to work with the Sheriff's Department to stop these incidents. 2) The street sweeper is not doing a proper job by removing all of the material from the roadway. 3) There has been an increase in the illegal vendors on the weekends. (Ross Leja donated his time to Mr. Rogers).

Mayor Berkson asked City staff to provide a status update on the City's street sweeping program. In addition, he asked for a full report from the Sheriff's Department regarding the complaints being made by residents when members of the CDFA arrive on scene to eradicate birds within the quarantine area.

Dee Yrigoyen relayed her experience dealing with members of the CDFA when they arrived at her home to euthanize her birds. She voiced concern that the dead bird carcasses are thrown into the back of the CDFA vehicles and could be spreading the disease.

William Yrigoyen voiced concern at how the CDFA visited his home, inspected his other animals, and helped spread the disease by bringing dead birds onto other properties. He expressed his view that the City caused the citizens to move their birds because they feel the City does not care about how residents are being treated by the CDFA.

Mayor Berkson thanked everyone for their comments. He stated that the Council will look into this matter and will work with the CDFA and the Sheriff's Department to ensure they follow proper procedures. He encouraged residents to attend the informational meeting on Wednesday, June 12th at the Jurupa Unified School District where representatives from the California Department of Food and Agriculture will be available to answer questions and provide information.

Mayor Berkson called a short recess at 8:47 p.m.

Mayor Berkson reconvened the meeting at 9:05 p.m.

10. INTRODUCTIONS, ACKNOWLEDGEMENTS, COUNCIL COMMENTS AND ANNOUNCEMENTS

Council Member Micheal Goodland shared a quote regarding Father's Day. He congratulated all those who are working diligently to be good fathers. He announced that a local ministry gathers at Jurupa Valley High School for a food giveaway program every third Saturday of the month. He asked that the noise ordinance be brought back to reconsider the zero tolerance policy.

Mayor Pro Tem Anthony Kelly thanked everyone for their attendance. He shared the following poem: "I, me, my, mine... these are words that do not rhyme. We, us, ours, together... these are words that last forever." He announced that this Saturday, the Rubidoux Missionary Baptist Church will distribute food to the needy beginning at 11:00 a.m. He encouraged citizens to contact the Council with any comments or concerns.

Mayor Brian Berkson discussed his participation in the West Coast Thunder ride that ends at the Riverside National Cemetery for the annual Memorial Day Remembrance Ceremony. He reported on his attendance at the naming ceremony at the Memorial Wall in Jurupa Valley and flag ceremony. Both events were very solemn and meaningful ceremonies.

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 May 24, 2019.**

B. MAYOR PRO TEM ANTHONY KELLY, JR.

- 1. Mayor Pro Tem Berkson gave an update on the Riverside Transit Agency Board of Director's meeting of May 23, 2019.**

C. COUNCIL MEMBER LORENA BARAJAS

1. **Council Member Barajas gave an update on the Western Riverside County Regional Conservation Authority meeting of June 3, 2019.**

D. COUNCIL MEMBER MICHEAL GOODLAND

1. **Council Member Goodland gave an update on the Western Riverside Council of Governments - Executive Committee meeting of June 3, 2019.**

12. CITY MANAGER'S UPDATE

Alan Kreimeier, Interim City Manager reminded members of the audience that both the June 20, 2019 and July 4, 2019 Council meetings have been cancelled. The next regular Council meeting will be held July 18, 2019.

A. UPDATE FROM THE INTERNATIONAL COUNCIL OF SHOPPING CENTERS (ICSC) ANNUAL CONFERENCE MAY 19-22, 2019

Tim Jonasson, Senior Manager for Economic Development/Development Services gave an update on the ICSC Conference. He reported that this year's conference was very successful and resulted in meetings with over 80 vendors. He noted that this year's conference saw an increased interest from hoteliers and increased recognition for the Inland Empire.

George Wentz, Assistant City Manager gave an update on the ICSC Conference. He noted that follow up meetings have already begun with various land owners and hoteliers.

Following discussion, Mayor Berkson suggested bringing back an updated hotel study for Council consideration.

Council Member Lorena Barajas requested that a status report of staff's follow-up discussions be brought back to the Council.

13. APPROVAL OF MINUTES

A. MAY 9, 2019 ADJOURNED REGULAR MEETING

B. MAY 16, 2019 REGULAR MEETING

A motion was made by Council Member Lorena Barajas, seconded by Council Member Micheal Goodland, to approve the Minutes of the May 9, Adjourned Regular Meeting and the May 16, 2019 Regular Meeting.

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

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 \$1,578,535.81

Requested Action: That the City Council ratify the check registers dated May 16 and 23 as well as the payroll register dated May 22, 2019.

C. ADOPTION OF A RESOLUTION ESTABLISHING THE FISCAL YEAR 2019-20 APPROPRIATIONS LIMIT

Requested Action: That the City Council pass and adopt Resolution No. 2019-35, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, ESTABLISHING AN AMENDED APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2019-20 PURSUANT TO ARTICLE XIII B OF THE CALIFORNIA CONSTITUTION

D. CONSIDERATION OF A RESOLUTION CONFIRMING THE REPORT OF DELINQUENT SOLID WASTE FEES AND INITIATING THE PROCEEDINGS TO MAKE DELINQUENT SOLID WASTE COLLECTION SERVICES FEES A SPECIAL ASSESSMENT AND LIEN AGAINST CERTAIN PARCELS OF PROPERTY SITUATED WITHIN THE CITY AND SETTING THE PUBLIC HEARING FOR JULY 18, 2019 (BURRTEC SOLID WASTE INDUSTRIES, INC.)

Requested Action: That the City Council pass and adopt Resolution No. 2019-36, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, RECEIVING THE REPORT OF DELINQUENT ACCOUNTS FOR SOLID WASTE SERVICES PROVIDED BY BURRTEC SOLID WASTE INDUSTRIES, INC. AND SETTING THE PUBLIC HEARING FOR ESTABLISHING A LIEN ON CERTAIN PROPERTIES

IN THE AMOUNT OF DELINQUENT SOLID WASTE COLLECTION FEES DUE FROM THE PROPERTIES

- E. CONSIDERATION OF A RESOLUTION CONFIRMING THE REPORT OF DELINQUENT SOLID WASTE FEES AND INITIATING PROCEEDINGS TO MAKE DELINQUENT SOLID WASTE COLLECTION SERVICE FEES A SPECIAL ASSESSMENT AND LIEN AGAINST CERTAIN PARCELS OF PROPERTY SITUATED WITHIN THE CITY AND SETTING THE PUBLIC HEARING FOR JULY 18, 2019 (USA WASTE OF CALIFORNIA, INC.)**

Requested Action: That the City Council adopt Resolution No. 2019-37, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, RECEIVING THE REPORT OF DELINQUENT ACCOUNTS FOR SOLID WASTE SERVICES PROVIDED BY USA WASTE OF CALIFORNIA, INC. AND SETTING THE PUBLIC HEARING FOR ESTABLISHING A LIEN ON CERTAIN PROPERTIES IN THE AMOUNT OF DELINQUENT SOLID WASTE COLLECTION FEES DUE FROM THE PROPERTIES

- F. AGREEMENT FOR ON-CALL ASPHALT REPAIR AND REPLACEMENT SERVICES – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION**

Requested Action: That the City Council approve the Agreement by and between the City of Jurupa Valley and Hardy & Harper, Inc. for the 2019-2020 Asphalt Repair & Replacement Project for an amount not to exceed \$130,000 and 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.

- G. EXTENSION OF AGREEMENT FOR STREET MAINTENANCE SERVICES**

Requested Action: That the City Council approve the First Amendment to the Agreement for Street Maintenance Services by and between the City of Jurupa Valley and MCE Corporation

- H. AGREEMENT WITH WEST COAST ARBORISTS, INC. FOR TREE TRIMMING AND MAINTENANCE SERVICES**

Requested Action: That the City Council approve the Agreement by and between the City of Jurupa Valley and West Coast Arborists, Inc. for Tree Trimming and Maintenance Services for a three-year contract term and 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.

I. CONSIDERATION OF RESOLUTIONS REGARDING THE ANNUAL ASSESSMENTS FOR CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1 CONSOLIDATED (JV L&LMD NO. 89-1-C) - CITYWIDE

1. Requested Action: That the City Council pass and adopt Resolution No. 2019-38, entitled:

A RESOLUTION OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ORDERING THE PREPARATION OF THE ENGINEER'S REPORT REGARDING PROPOSED ASSESSMENTS TO BE LEVIED AND COLLECTED FOR FISCAL YEAR 2019-20 WITHIN ZONES 4, 5, 6, 7, 9, 14, 16, 17, 21, 34, 61, 73, 78, 95, 102, 106, 126, 128, 132, 137, 141, 142, 173, 182, A, B, C, E, F, G, I AND K; AND STREET LIGHTING ZONES 5, 7, 15, 17, 19, 39, 41, 62, 69, 86, 91, 93, 94, 102, 2-A, 2-B, AND 2-C OF CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972

2. That the City Council pass and adopt Resolution No. 2019-39, entitled:

A RESOLUTION OF THE CITY OF JURUPA VALLEY DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN ZONES 4, 5, 6, 7, 9, 14, 16, 17, 21, 34, 61, 73, 78, 95, 102, 106, 126, 128, 132, 137, 141, 142, 173, 182, A, B, C, E, F, G, I AND K; AND STREET LIGHTING ZONES 5, 7, 15, 17, 19, 39, 41, 62, 69, 86, 91, 93, 94, 102, 2-A, 2-B, AND 2-C OF THE CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972 FOR THE MAINTENANCE AND SERVICING OF LANDSCAPING, MULTI-PURPOSE TRAILS, FENCING, FOSSIL FILTERS, BIO-SWALES, GRAFFITI ABATEMENT, TRAFFIC SIGNALS, BRIDGE LIGHTS, AND STREET LIGHTS FOR FISCAL YEAR 2019-20; AND GIVING NOTICE OF AND SETTING THE TIME AND PLACE OF THE PUBLIC HEARING ON THE ANNUAL ASSESSMENT AND ORDERING NOTICE OF THE PUBLIC HEARING TO BE PUBLISHED

J. ADOPTION OF RESOLUTIONS REGARDING THE ANNEXATION OF ZONE N (MIDLANDS CARRIER) TO CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-

**CONSOLIDATED (“CITY OF JURUPA VALLEY L&LMD 89-1-C”),
SOUTHEAST CORNER OF RUBIDOUX BOULEVARD AND 26TH STREET**

1. Requested Action: That the City Council pass and adopt Resolution No. 2019-40, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, INITIATING PROCEEDINGS FOR THE ANNEXATION OF TERRITORY TO CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED AS ZONE N AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2020-2021 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION

2. That the City Council pass and adopt Resolution No. 2019-41, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, APPROVING THE REPORT OF THE ENGINEER REGARDING THE PROPOSED ANNEXATION OF TERRITORY TO CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED AS ZONE N AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED FOR FISCAL YEAR 2020-2021

3. That the City Council pass and adopt Resolution No. 2019-42, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, DECLARING ITS INTENTION TO ANNEX TERRITORY TO CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED AS ZONE N AND TO LEVY AND COLLECT ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2020-2021 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION AND APPOINTING A TIME AND PLACE FOR HEARING PROTESTS

K. NOTICE OF PLANNING COMMISSION DECISION TO APPROVE MASTER APPLICATION (MA) NO. 19070 (EXTENSION OF TIME FOR TTM36827), A PROCEDURAL REQUIREMENT FOR NOTICING THE ADVISORY AGENCY’S (PLANNING COMMISSION) DECISION OF GRANTING A 2nd ONE (1) YEAR EXTENSION OF TIME FOR TENTATIVE TRACT MAP NO. 36827 LOCATED NORTH OF 45TH STREET, EAST OF GOLDEN WEST AVENUE AND WEST OF OPAL STREET (APN: 182-361-009) – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION

Requested Action: That the City Council receive and file the Notice of Decision, initiating the commencement of a ten-day appeal period.

L. RESOLUTION DESIGNATING THE CITY MANAGER AS AN AUTHORIZED AGENT TO EXECUTE MASTER AGREEMENTS, PROGRAM SUPPLEMENTAL AGREEMENTS, FUND EXCHANGE AGREEMENTS, AND/OR FUND TRANSFER AGREEMENTS FOR FEDERAL AND/OR STATE FUNDED EMERGENCY RELIEF PROJECTS

Requested Action: That the City Council pass and adopt Resolution No. 2019-44, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, DESIGNATING THE CITY MANAGER AS AN AUTHORIZED AGENT TO EXECUTE MASTER AGREEMENTS, PROGRAM SUPPLEMENTAL AGREEMENTS, FUND EXCHANGE AGREEMENTS, AND/OR FUND TRANSFER AGREEMENTS FOR FEDERAL AND/OR STATE FUNDED EMERGENCY RELIEF PROJECTS

M. APPROVAL OF SECOND AMENDMENT TO AGREEMENT WITH PLACEWORKS, INC. FOR THE PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT FOR THE PROPOSED “AGUA MANSA COMMERCE PARK SPECIFIC PLAN” PROJECT, (CASE NUMBER: MA16170), (APPLICANT: CRESTMORE DEVELOPMENT, LLC)

Requested Action: That the City Council authorize the City Manager to execute the Second Amendment to the Agreement with PlaceWorks, Inc. for the preparation of an Environmental Impact Report (EIR) for the proposed “Agua Mansa Commerce Park Specific Plan” project in an amount not to exceed \$21,864.00, to be funded entirely by the applicant’s advance deposit sufficient to cover the EIR and the City administrative costs.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Lorena Barajas, to approve the Consent Calendar, with the exception of Item Nos. 14.F and 14.K, which were removed for further discussion.

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

15. CONSIDERATION OF ANY ITEMS REMOVED FROM THE CONSENT CALENDAR

F. AGREEMENT FOR ON-CALL ASPHALT REPAIR AND REPLACEMENT SERVICES

Council Member Lorena Barajas requested that Item 14.F be removed for further discussion.

Sean McGovern, Management Analyst provided additional information and responded to Council’s questions.

A motion was made by Council Member Lorena Barajas, seconded by Mayor Pro Tem Anthony Kelly, to approve the Agreement by and between the City of Jurupa Valley and Hardy & Harper, Inc. for the 2019-2020 Asphalt Repair & Replacement Project for an amount not to exceed \$130,000 and 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.

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

K. NOTICE OF PLANNING COMMISSION DECISION TO APPROVE MASTER APPLICATION (MA) NO. 19070 (EXTENSION OF TIME FOR TTM36827), A PROCEDURAL REQUIREMENT FOR NOTICING THE ADVISORY AGENCY’S (PLANNING COMMISSION) DECISION OF GRANTING A 2nd ONE (1) YEAR EXTENSION OF TIME FOR TENTATIVE TRACT MAP NO. 36827 LOCATED NORTH OF 45TH STREET, EAST OF GOLDEN WEST AVENUE AND WEST OF OPAL STREET (APN: 182-361-009)

Mayor Pro Tem Anthony Kelly requested that Item 14.K be removed for further discussion.

Thomas Merrell, Planning Director, provided additional information and responded to Council's questions.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Mayor Pro Tem Anthony Kelly, to receive and file the Notice of Decision, initiating the commencement of a ten-day appeal period.

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

16. PUBLIC HEARINGS

17. COUNCIL BUSINESS

A. RESOLUTION ADOPTING A BUDGET FOR FISCAL YEAR 2019-20

Alan Kreimeier, Interim City Manager, presented the staff report.

Betty Anderson asked for clarification regarding proposed funding for the Chamber of Commerce.

Further discussion followed concerning the budget for the community parade.

Terri Rollings, Assistant to the City Manager, provided additional information regarding the planned parade route, access, and parking.

Further discussion followed.

A motion was made by Council Member Lorena Barajas, seconded by Mayor Pro Tem Anthony Kelly, to approve the proposed Operating Budget for the 2019/20 fiscal year, as initially presented May 9, 2019 which includes Council approved changes at the Workshop; and to change the \$100,000 placeholder for the community parade to a \$40,000 approved budget item.

That the City Council adopt Resolution No. 2019-43, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ADOPTING A BUDGET AND APPROVING INITIAL APPROPRIATIONS FOR THE FISCAL YEAR JULY 1, 2019 THROUGH JUNE 30, 2020

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

B. DISCUSSION OF THE USE OF SALES TAX REBATES AND PLACE OF SALE AGREEMENTS AS AN ECONOMIC DEVELOPMENT TOOL FOR BRINGING BUSINESSES TO THE CITY AND DISCUSSION OF A CONSULTANT AGREEMENT FOR DEVELOPMENT OF SALES TAX REBATE AGREEMENTS (AT THE REQUEST OF MAYOR BERKSON AND COUNCIL MEMBER CHRIS BARAJAS)

City Attorney Peter Thorson presented the staff report.

Betty Anderson stated that she does not support approving additional fulfillment centers as they will attract more truck traffic. She noted that a 20-year tax sharing agreement is too long as many businesses may not last 20 years. She suggested that the City could seek bids for this type of consulting service.

Council Member Chris Barajas outlined the possible benefits of a tax sharing agreement that could create additional revenue for the City.

Further discussion followed.

Council Member Micheal Goodland stated that he is not in favor of this type of long-term tax sharing agreement.

Further discussion followed.

Mayor Brian Berkson suggested tabling this item and bringing this item back for discussion points for setting a policy that could set out the City's terms to regulate tax sharing agreements.

Council Member Lorena Barajas concurred with tabling this item for 60 days.

Mayor Pro Tem Anthony Kelly suggested tabling this item until the recruitment has been finalized for the new City Manager position.

Further discussion followed.

By consensus, the Council tabled this item until a new City Manager and Economic Development Manager have been appointed.

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

C. ESTABLISHING A CLASSIFICATION AND COMPENSATION SCHEDULE FOR FISCAL YEAR 2019-2020

Alan Kreimeier, Interim City Manager, presented the staff report.

Further discussion followed.

A motion was made by Council Member Micheal Goodland, seconded by Council Member Lorena Barajas, to adopt Resolution No. 2019-45, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ESTABLISHING A CLASSIFICATION AND COMPENSATION SCHEDULE FOR FISCAL YEAR 2019-2020

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

D. CONSIDERATION OF RATE ADJUSTMENT REQUEST FROM BURRTEC WASTE INDUSTRIES, INC.

Sean McGovern, Management Analyst, presented the staff report.

Further discussion followed.

A motion was made by Council Member Lorena Barajas, seconded by Mayor Pro Tem Anthony Kelly, to establish and file a maximum rate ceiling for a regular rate adjustment of 4.0% for all consumers serviced by Burrtec Waste Industries, Inc.

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

E. CONSIDERATION OF RATE ADJUSTMENT REQUEST FROM USA WASTE INDUSTRIES, INC.

Sean McGovern, Management Analyst, presented the staff report.

Further discussion followed regarding the proposed increase for overage fees for commercial accounts.

At the request of Mayor Berkson, Glenda Chavez, representing Waste Management provided additional information on the increased fee for recycling. She outlined how the increased fee is intended to promote commercial accounts to

become better recyclers. This has been implemented in other cities and has resulted in increased recycling efforts.

Mayor Brian Berkson stated that he is not supportive of the \$15.00 increase for overage fees applied to commercial accounts that overfill bins in accordance with Waste Management's "snapshot overage fee program" as it is not a fee that Burrtec applies and would create two different rates for different trash haulers.

Council Member Micheal Goodland questioned whether Waste Management has any punitive fees for businesses that overfill their waste bins.

Glenda Chavez, representing Waste Management responded that their goal is to "right size" the customer by alerting them by letter, follow-up contacts and promotion of recycling efforts.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Micheal Goodland, to establish and file a maximum rate ceiling for a regular rate adjustment of 4.36% for all consumers serviced by USA Waste Industries, Inc. (Waste Management) pursuant to its Agreement with the City, and that the City Council accept the new service offerings and establish and file a maximum rate ceiling for Commercial Cart Service - 96 gallon recycle cart – 1x per week service (\$38.37), 64 gallon Organics Waste – Extra Pick Up (\$10.24), and 2 yard Organics Waste – Extra Pick Up (\$60.07) for all consumers serviced by USA Waste Industries, Inc. pursuant to its Agreement with the City.

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

F. CONFIRM THE APPOINTMENT OF ALAN KREIMEIER AS INTERIM CITY MANAGER AND APPROVE A 10% SALARY INCREASE FOR HIS TIME AS INTERIM CITY MANAGER

City Attorney Peter Thorson presented the staff report. He clarified that with the 10% increase, Mr. Kreimeier's salary will be increased to \$84.33 per hour.

Further discussion followed.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Micheal Goodland, to confirm the appointment of Alan Kreimeier as Interim City Manager effective May 26, 2019 and approve a 10% increase in his salary during the time Mr. Kreimeier serves as Interim City Manager.

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

18. CITY ATTORNEY'S REPORT

City Attorney Peter Thorson had no report.

19. COUNCIL MEMBER REPORTS AND COMMENTS

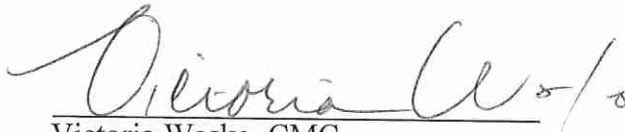
There were no additional Council comments.

20. ADJOURNMENT

There being no further business before the City Council, Mayor Berkson adjourned the meeting at 12:08 a.m.

The next meeting of the Jurupa Valley City Council will be held July 18, 2019 at 7:00 p.m. at the City Council Chamber, 8930 Limonite Avenue, Jurupa Valley, CA 92509.

Respectfully submitted,



Victoria Wasko, CMC
City Clerk