

MINUTES
REGULAR MEETING OF THE CITY COUNCIL,
OF THE CITY OF EASTVALE
Wednesday, December 12, 2012
6:30 P.M.

Rosa Parks Elementary School 13830 Whispering Hills Drive

1. CALL TO ORDER: 6:30 p.m.

2. ROLL CALL/PLEDGE OF ALLEGIANCE/INVOCATION:

Council Members present: Council Members Bootsma, Welch, Rush, Mayor Pro Tem Howell and Mayor DeGrandpre.

Staff Members present: City Manager Jacobs, City Attorney Cavanaugh, Public Information Officer Nissen, Planning Director Norris, City Engineer Alvarez, and Assistant City Clerk Berry.

The Pledge of Allegiance was led by Mayor DeGrandpre.

Invocation was presented by Pastor Ed Moreno with New Day Christian Church.

3. PRESENTATIONS/ANNOUNCEMENTS:

There were no presentations.

4. PUBLIC COMMENT/CITIZEN PARTICIPATION:

Chad Blais, Planning Commissioner, thanked the City Council for the opportunity to serve the community as a Planning Commissioner, but had to announce his resignation from the Planning Commission due to his recent success in being elected to the Jurupa Community Services District Board of Directors.

Cesar Morales, a resident, brought a traffic concern to the City Council. He suggested that the City have a person directing traffic at the Hamner and Citrus detour intersection during peak traffic hours.

City Manager Jacobs stated that staff at City Hall had been receiving complaints and concerns regarding the detour and had been discussing possible resolutions with the City of Norco. Staff went on to discuss the financial impacts of multiple solutions.

Mayor DeGrandpre suggested the possibility of having someone there to direct traffic in the peak hours.

The timeline of the project was discussed. Staff stated that it was projected to be complete in April 2013.

5. **CONSENT CALENDAR:**

5.1 **Minutes – November 14, 2012 Regular Meeting.**

Recommendation: Approve the minutes from the regular meeting on November 14, 2012.

5.2 **Residential Foreclosure Ordinance. ****PULLED FOR DISCUSSION******

Recommendation: hold second reading and adopt Ordinance No. 2012-14, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ESTABLISHING THE REGISTRATION OF RESIDENTIAL PROPERTY IN FORECLOSURE PROGRAM TO THE EASTVALE MUNICIPAL CODE

5.3 **Acceptance and Quitclaim of Storm Drain Easement for the Eastvale Fieldmaster Street Storm Drain, STG 2.**

Recommendation: Adopt Resolution No. 12-54, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ACCEPTING AND QUITCLAIMING OF STORM DRAIN EASEMENT RELATED TO THE FIELDMASTER STREET MASTER-PLANNED STORM DRAIN, TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

5.4 **Acceptance and Quitclaim of Storm Drain Easements for the Eastvale Cucamonga Creek/Schleisman Road Storm Drain.**

Recommendation: Adopt Resolution No. 12-55, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ACCEPTING AND QUITCLAIMING OF STORM DRAIN EASEMENT RELATED TO THE CUCAMONGA CREEK/SCHLEISMAN ROAD MASTER-PLANNED STORM DRAIN, TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

And Adopt Resolution No. 12-56, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ACCEPTING AND QUITCLAIMING OF STORM DRAIN EASEMENT RELATED TO THE CUCAMONGA CREEK/SCHLEISMAN

ROAD MASTER-PLANNED STORM DRAIN, TO THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

5.5 **Acceptance of Subdivision Improvements for Tracts 30466, -1, -2 & -3; Lennar Homes – Project 10-0100 & 12-0216.**

Recommendation: Accept as complete the Subdivision Improvements and direct staff to file respective Notice of Completions for the following subdivisions: Tract 30466, Lennar Homes (Project 10-0100 & 12-0216); Tract 30466-1, Lennar Homes (Project 10-0100 & 12-0216); Tract 30466-2, Lennar Homes (Project 10-0100 & 12-0216); Tract 30466-3, Lennar Homes (Project 12-0216); and

Adopt Resolution No. 12-57, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ACCEPTING THE SUBDIVISION IMPROVEMENTS FOR PROJECT 10-0100 & 12-0216 (TRACT 30466) LENNAR HOMES

5.6 **Warrant Register.**

Recommendation: Approve the payment of the warrants (check numbers 11141-11142 and 11171-11172 and 11174-11208 and wire numbers W000075 to W000084) in the amount of \$2,022,229.94 and payroll in the amount of \$42,569.25.

5.7 **Warrant Register – Council Related Items.**

Recommendation: Approve the payment of the warrants (check numbers 11170, 11173, 11209 and wire number W000080) in the amount of \$269.43.

Motion: Moved by Bootsma, seconded by Welch to approve the Consent Calendar as presented with the exception of Item 5.2.

Motion carried 5-0.

Mayor DeGrandpre stated that he pulled Item 5.2 for discussion because additional information had been gathered since the first reading of the ordinance.

Kathy Walker, with Inland Gateway Association of Realtors, spoke in opposition of the item.

Cesar Morales, a resident, spoke in opposition of the item.

Rob Arrietta, Board Member of the Inland Gateway Association of Realtors, spoke in opposition of the item.

Brian Edgell, a local real estate broker, presented statistics to the City Council and spoke in opposition of the item.

Staff discussed the particulars of the ordinance. The City Attorney stated that the ordinance did not allow for trespassing on the properties in question.

Edward Zorn, with the Inland Gateway of Realtors, spoke in opposition of the item.

Motion: Moved by Rush, seconded by Welch to continue the item and have two City Council Members meet with staff and representatives from the real estate profession to clear up any questions they may have.

Motion carried 5-0.

It was determined that Council Member Rush and Mayor DeGrandpre would be the liaisons.

6. PUBLIC HEARINGS:

6.1 Public Hearing – Residential Foreclosure Registration Fees.

Recommendation: That the City Council conduct a public hearing and adopt Resolution No. 12-53, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE
ADOPTING A FEE FOR THE REGISTRATION OF RESIDENTIAL
PROPERTY IN FORECLOSURE PROGRAM

This item was continued to an unknown date.

6.2 Public Hearing – Designating a Target Area for Community Development Block Grant Funding.

Recommendation: Conduct a public hearing and adopt Resolution No. 12-58, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE,
CALIFORNIA, DESIGNATING THE CHANDLER STREET CORRIDOR AS
A QUALIFYING TARGET AREA FOR PURPOSES OF COMMUNITY
DEVELOPMENT BLOCK GRANT FUNDING

City Engineer Alvarez provided the staff report.

There was discussion regarding the property surrounding the projects that belonged to the Orange County Flood Control District.

There was discussion regarding the strategy of notifying the residents in the area, and working with the residents for any fences that may be in the right of way. Notices would be in both English and Spanish.

Council Member Bootsma and Mayor Pro Tem Howell would remain on the committee to work with the project area.

The Public Hearing was opened at 7:17 p.m. There being no comments, the Public Hearing was closed at 7:17+ p.m.

Motion: Moved by Rush, seconded by Howell to approve the item as presented.

Motion carried 5-0.

7. OLD BUSINESS:

7.1 Letter Supporting The City of Jurupa Valley And Their Opposition To The Current Proposal Of The Riverside Transmission Reliability Project.

Recommendation: Review and authorize staff to send the letter.

City Manager Jacobs provided the staff report. She stated that Staff would like to make revisions to the letter to focus on aesthetics and the effect on property values, as well as to request that an alternate route be considered.

Council Member Rush asked that Staff members be careful with the wording of the letter, and discussed the process of approval for the particular type of project proposed.

Motion: Moved by Welch, seconded by Bootsma to direct staff to send the letter with the suggested amendments.

Motion carried 5-0.

7.2 Revision of Office Assistant Job Description.

Recommendation: Approve revisions to Office Assistant job description.

City Manager Jacobs provided the staff report.

There was a brief discussion about the position and changes to the job description.

Motion: Moved by Rush, seconded by Howell to approve the item as presented.

Motion carried 5-0.

7.3 Request from New Day Church for Waiver of Fees.

Recommendation: Provide direction to Staff on the Request Waiver of Fees.

Planning Director Norris provided the staff report.

There was discussion on the amount of the fees, and which fees could be waived by the City, and which fees were collected to be forwarded to outside agencies.

There was additional discussion about how waiving the fees would be perceived and issues that could arise from doing so.

Cesar Morales, a resident, stated that he felt that the fees should not be waived, but that the City should assist the church in doing a fundraiser to come up with the funds needed to cover the fees.

Ed Moreno, with New Day Church, thanked the City Council for their consideration and explained the problems that the Church has encountered with their project so far.

There was additional discussion on the fees and what options the City Council had in the situation.

Motion: Moved by Bootsma, seconded by Howell to not waive any of the fees, and to allow New Day Church to set up a payment plan with a timeline to be determined by the City's Finance Department.

Motion carried 3-2 with Council Members Welch and Rush voting no.

7.4 Eastvale Community Foundation.

Recommendation: Authorize change in By-Laws of the Foundation and hold a workshop to discuss the direction of the Eastvale Community Foundation.

City Attorney Cavanaugh provided the staff report.

There was discussion on some of the requested changes. It was decided that it would be best to discuss the changes after the Joint Workshop with the Community Foundation Board.

Motion: Moved by Howell, seconded by Rush to continue the item until after the Joint Workshop.

Motion carried 5-0.

8. **NEW BUSINESS ITEMS:**

ITEM 10.1 WAS ADDRESSED AT THIS TIME.

8.1 **November 2012 Election Results.**

Recommendation: Adopt Resolution No. 12-59, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, RECITING THE FACTS OF THE GENERAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 2012, DECLARING THE RESULTS AND SUCH MATTERS AS PROVIDED BY LAW

Assistant City Clerk Berry provided the staff report.

Motion: Moved by Howell, seconded by Rush to approve the item as presented.

Motion carried 5-0.

At this time, Council Member DeGrandpre and Council Member Bootsma were sworn in for their new 4-year term, ending in 2016.

8.2 **City Council Re-Organization.**

Recommendation: Discuss and select a Mayor and Mayor Pro-Tem.

Council Member Bootsma was nominated for Mayor.

Motion: Moved by Welch, seconded by Howell to select Council Member Bootsma to serve as Mayor for 2013.

Motion carried 4-0-1 with Council Member Bootsma abstaining.

Council Member Welch was nominated as Mayor Pro Tem and graciously declined the nomination.

Council Member Rush was nominated as Mayor Pro Tem.

Motion: Moved by DeGrandpre, seconded by Howell to select Council Member Rush to serve as Mayor Pro Tem for 2013.

Motion carried 4-0-1 with Council Member Rush abstaining.

City Manager Jacobs presented the out-going Mayor and Mayor Pro Tem with plaques of appreciation for their service.

9. COUNCIL COMMUNICATIONS:

Council Member Rush discussed recent articles in the newspaper about maternity hotels and asked Code Enforcement to look into a home in the City for a potential violation of the zoning code.

Council Member Bootsma thanked the Key Club in Eastvale for their help in picking up political signs, and announced that the Eastvale Community Foundation would be hosting a Spark of Love event that Sunday at noon, at the Eastvale Fire Station.

10. CITY MANAGER'S REPORT:

10.1 Establish Ad Hoc Committee to Review RFP for Strategic Plan.

Recommendation: Appoint two Council Members to review and provide recommendations on consultant for Strategic Plan.

City Manager Jacobs provided the staff report.

After discussion it was decided that Council Member Rush and Mayor Pro Tem Howell would serve on the Ad Hoc Committee with the City Manager, City Attorney, and the Public Information Officer.

Motion: Moved by Rush, seconded by Howell to appoint Council Member Rush, Mayor Pro Tem Howell, the City Manager, City Attorney and Public Information Officer to the Ad hoc Committee.

Motion carried 5-0.

11. CLOSED SESSION:

The City Council opened closed session at 8:16 p.m. to address the following items:

11.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO SECTION 54957:

Title: City Manager

11.2 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:

Initiation of litigation pursuant to subdivision (c) of Section 54956.9:

Number of Cases: One (1)

The City Council convened closed session at 9:30 p.m. with no reportable action taken.

12. ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:30 p.m.

Prepared by: Ariel Berry, Assistant City Clerk