

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL**  
**OF THE CITY OF EASTVALE**  
**Wednesday September 11, 2013**  
**6:30 P.M.**

**Rosa Parks Elementary School, 13830 Whispering Hills Drive**

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

**2. ROLL CALL/INVOCATION /PLEDGE OF ALLEGIANCE:**

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

Invocation led by Pastor Mark Lee with Vantage Point Church as well as a tribute to 9/11 with story and prayer.

Board Member Howell led the Pledge of Allegiance.

Staff present – City Manager Jacobs, City Attorney Cavanaugh, Public Information Officer Nissen, City Engineer Alvarez, Planning Director Norris, Police Captain Feltenberger and Assistant City Clerk Hall.

**3. PRESENTATIONS/ANNOUNCEMENTS:**

3.1 Presentation by the Eastvale Community Foundation.

Board Members Link, Riley and Reyes provided a PowerPoint presentation. They also presented a check in the amount \$2,100.00 to the City as a donation to the Military Banner Program.

There was discussion regarding the purpose of the Foundation and if the community knew about them. Board Member Link stated that she had appointments with various community organizations to present them with the Foundation's Strategic Plan and fundraising goals.

The City Council thanked the Foundation Members for their work.

3.2 Presentation by City Engineer Alvarez regarding Scholar Way Improvements.

City Engineer introduced Keith Alex with DR Horton, who provided a PowerPoint presentation and update regarding this project.

City Engineer Alvarez discussed the outreach efforts and provided a traffic report on Schleisman Avenue re-alignment and meeting schedule.

There was discussion regarding maps and diagrams of the Schleisman Avenue vacation and easements that would remain.

There was discussion regarding Phase 2 of the project and how the contractor would help prevent jay-walking around the project site.

There was additional discussion regarding the timeline of the project.

There was additional discussion regarding how the residents and schools would be notified of the construction and how traffic impacts could be minimized around the schools during peak times.

The Council asked that maps with the construction plans, and dates of construction, be distributed to the schools and placed on the website.

**4. PUBLIC COMMENT/CITIZEN PARTICIPATION:**

Daniella McClister, with the Eastvale Chamber of Commerce, discussed the recent concerns with the Chamber reports being provided to the City Council and allowing businesses outside Eastvale's boundaries to be members. She also announced upcoming events and the discussed the Ambassadors Program.

There was discussion regarding future agendas and having the Chamber added under scheduled Presentations.

Michael Armijo, with the Eastvale News, reported that he is trying to get information out to the community and requested emails from those who have information that they want to get out to the whole community. He also stated that he would like to do a story on the Community Foundation.

Andrew Johnson, an Eastvale resident, stated that he doesn't believe that there are enough street sweeping signs and that the amount of time for restricted parking is intrusive to residents. He suggested sweeping on alternate sides of the street to prevent residents from having to park outside of their neighborhood during street sweeping days.

Council Member Rush stated that a representative from Waste Management could provide more information to Mr. Johnson regarding street sweeping.

**5. CONSENT CALENDAR:**

**5.1 Minutes – August 28, 2013 Regular Meeting.**

Recommendation: Approve the minutes from the Regular Meeting held on August 28, 2013.

**5.2 Cooperative Agreement with City of Ontario for Traffic Signal Maintenance.**

Recommendation: Approve a cooperative agreement with the City of Ontario for Traffic Signal Maintenance.

**Motion: Moved by DeGrandpre, seconded by Rush.**

**Motion carried 5-0.**

**6. PUBLIC HEARINGS:**

**6.1 Public Hearing – Changes To The Rules Governing Temporary Events.**

Recommendation: Adopt the Notice of Exemption and Hold First Reading of Ordinance No. 2013-14, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE MAKING FINDINGS AND ADOPTING AN AMENDMENT TO THE EASTVALE ZONING CODE FOR REGULATING TEMPORARY EVENTS.

Planning Director Norris provided the staff report for this item.

There was discussion regarding the definition of a holiday, how it would be determined if a site was being used as it was originally intended, limiting the length of temporary events and how frequently temporary events could take place at a site.

There was discussion regarding the purpose of regulating viewing versus entering a structure. Planning Director Norris stated that it was due to entering a structure being a public safety issue and the appropriateness of that type of use in residential areas. Temporary structures that could be entered were more appropriate in commercial or industrial areas.

There was discussion regarding the difference between decorating homes for holidays and creating a temporary event that would run as a business, with the related impacts, during a holiday.

There was discussion regarding holiday displays and fees involved with permitted structures, in addition to what is allowed or no allowed per the proposed ordinance.

There was discussion regarding whether or not a resident would be allowed to charge admission to enter an event in their house and whether that would be considered a home occupation business.

There was discussion regarding the permit fees, with the upcoming changes due to the User Fee Study, and the various departments that review the applications.

There was discussion regarding the bond requirement for larger events and how staff would be able to expedite the process if needed.

There was discussion regarding Staff's ability to limit temporary events if they are occurring too frequently.

The Public Hearing was opened at 7:56 p.m.

Ed Moreno, pastor with New Day Church, stated that he has held events in others cities and only paid \$50 for permits. He added that his church probably would not hold events in Eastvale if he had to jump through hoops and pay a high fee to obtain a permit for his events.

There was discussion regarding the ordinance not prohibiting the event if it is a holiday display that the public viewed, but did not enter.

There was discussion regarding the fees and if they could be waived for non-profit organizations. City Attorney Cavanaugh stated that the fees could be discussed when the User Fee Study came before the Council and should be considered separate from the ordinance regulating the events.

Chris Pehl, a resident of Eastvale, stated that he does a pirate ship display and could not afford to pay large fees for a permit, nor does he charge a fee for entering his display. He provided an explanation on what his structure entailed.

There was discussion regarding allowable permitted structures and prohibited temporary structures.

The Public hearing was closed at 8:14 p.m.

There was discussion regarding having a second reading on September 25, 2013.

**Motion: Moved by Rush, seconded by Welch to adopt Ordinance No. 2013-14, with minor changes.**

**Motion carried 4-0-1 with Howell voting no.**

**7. OLD BUSINESS ITEMS:**

There were no Old Business Items.

8. **NEW BUSINESS ITEMS:**

8.1 **Funding of Additional Crossing Guard at Clara Barton Elementary School.**

Recommendation: Approve \$5,350 for one additional crossing guard at Clara Barton Elementary School.

City Manager Jacobs provided the staff report for this item.

**Motion: Moved by Rush, seconded by DeGrandpre to approve additional crossing guard at Clara Barton Elementary School.**

**Motion carried 5-0.**

8.2 **League of California Cities Annual Conference Resolutions.**

Recommendation: 1) Discuss and determine if additional Council Members should attend the Annual Conference or appoint new voting delegate and alternates, and 2) Discuss and determine City voting position on two League of California Cities resolutions.

City Manager Jacobs provided the staff report for this item. She stated that only the voting positions on the League resolutions needed action. Council Member Welch would be attending and would act as the voting delegate.

**Motion: Moved by Rush, seconded by DeGrandpre to support the approval of both resolutions.**

**Motion carried 5-0.**

8.3 **Settlement Agreement with the County of Riverside in the amount of \$12,453 for Property Tax Administration Fees.**

Recommendation: Approve the Settlement Agreement with the County of Riverside in the amount of \$12,453 for a refund of Property Tax Administration Fees.

City Attorney Cavanaugh provided the staff report for this item.

**Motion: Moved by Rush, seconded by Howell to approve the Settlement Agreement with the County of Riverside in the amount of \$12,453.00 for a refund of Property Tax Administration Fees.**

**Motion carried 5-0.**

**9. COUNCIL COMMUNICATIONS:**

Council Member Howell reported that she visited new businesses including Dickey's BBQ, The Learning Center, and Pretty Kitty. She also thanked staff for the September 11th Memorial that was held that morning and the Foundation Members for their hard work. She stated that the Foundation had scheduled meetings with the Public Safety Commission, Planning Commission, Corona-Norco Unified School District, and the Jurupa Community Services District, as well as other community agencies. She went on to ask for an item to be placed on the agenda regarding Non-Profit fee rates for City permits and services.

Mayor Pro Tem Rush thanked everyone for the September 11th Memorial Service as well, thanked the staff for the work, and asked for an update on SB56.

City Manager Jacobs provided update on SB56 stating that and the cities were still waiting for news, but were not hopeful.

There was discussion regarding SB56.

Mayor Pro Tem Rush reported that Riverside County Transportation Commission met that day, and provided an update on Transportation Uniform Mitigation Fee (TUMF) funds in reimbursement agreements. The Commission would be stretching out payments for reimbursements over 15-20 years without interest, which could slow down TUMF projects in the area.

Council Member Welch stated that he appreciated the September 11th Memorial Event.

Council Member DeGrandpre stated that he attended the Riverside County Memorial and would be attending a Southern California Association of Governments meeting and reported that Bike Master Plan would be addressed at that meeting.

Mayor Bootsma thanked the staff for the September 11th Memorial.

**10. CITY MANAGER'S REPORT:**

City Manager Jacobs announced that the Finance Department received the Comprehensive Annual Financial Reports award for Excellence in Financial Reporting.

**11. CLOSED SESSION:**

The City Council adjourned to Closed Session at 8:33 p.m. in memory of those effected by the September 11<sup>th</sup> attacks.

**11.1 CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO SUBDIVISION (B) OF SECTION 54656.8:**

Property: APN # 144-121-002

Negotiating Parties: City of Eastvale and Douglas and Diana Dimitruk

**11.2 PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO SECTION 54957:**

Title: City Manager

The City Council returned from Closed Session at 9:00 p.m. and announced the authorization of the City to enter into escrow on the negotiated property.

**12. ADJOURNMENT:**

There being no further business, the meeting was adjourned at 9:00 p.m.