

**MINUTES**  
**REGULAR MEETING OF THE CITY COUNCIL,**  
**OF THE CITY OF EASTVALE**  
**Wednesday, May 22, 2013**  
**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 Welch, Howell, DeGrandpre, Mayor Pro Tem Rush and Mayor Bootsma.

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

**Invocation was presented by Pastor Sam Tanner with Life Church.**

**The Pledge of Allegiance was led by Council Member Howell.**

**3. PRESENTATIONS/ANNOUNCEMENTS:**

3.1 Presentation by Lt. Yates, introducing the new Traffic Officer, Jeff Smith.

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

Scott Heath, a resident, thanked the City Council for attending the Eastvale Little League opening day and presented them with photos of their first pitch.

Daniella McClister, with the Eastvale Chamber of Commerce, provided an update on the Chamber's activities and fundraisers. She went on to state she was also coordinating the Eastvale Relay for Life event at Ramirez Intermediate School and provided information on the event.

**5. CONSENT CALENDAR:**

City Attorney Cavanaugh asked to add an item to the agenda under New Business, entitled approving the Second Amended and Restated Revenue Neutrality Agreement with the County of Riverside.

**Motion: Moved by Welch, seconded by Howell to add the item.**

**Motion carried 4-0-1 with Rush abstaining.**

5.1 **Minutes – April 24, 2013 Regular Meeting.**

Recommendation: Approve the minutes from the Regular Meeting held April 24, 2013.

5.2 **Minutes – May 8, 2013 Regular Meeting.**

Recommendation: Approve the minutes from the Regular Meeting held May 8, 2013.

5.3 **Palms Residential Tract. \*\*PULLED BY COUNCIL MEMBER WELCH\*\***

Recommendation: Hold second reading and adopt Ordinance No. 2013-06, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA APPROVING CHANGE OF ZONE NO. 12-0275 TO AMEND THE OFFICIAL ZONING MAP FROM R-1 (ONE-FAMILY DWELLINGS) FOR TWO RESIDENTIAL TRACTS (TRACTS 36382 AND 36373) AND W-1 (WATERCOURSE, WATERSHED AND CONSERVATION AREAS) FOR 39.8 ACRES OF THE DUCK POND AREA TO PLANNED RESIDENTIAL DEVELOPMENT (PRD) ZONE FOR THE PROPERTIES LOCATED AT THE SOUTHWEST CORNER OF CITRUS AVENUE AND SCHOLAR WAY (ASSESSOR'S PARCEL NUMBERS 152-040-040 AND 035, AND 130-060-032 AND -033).

5.4 **Amendment to Specific Plan 300.**

Recommendation: Hold second reading and adopt Ordinance No. 2013-08, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE AMENDING EASTVALE SPECIFIC PLAN 300 TO ALLOW HOME OCCUPATIONS SUBJECT TO THE REGULATIONS OF THE EASTVALE ZONING CODE.

5.5 **Updates to Zoning Code.**

Recommendation: Hold second reading and adopt Ordinance No. 2013-09, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE MAKING FINDINGS AND ADOPTING UPDATES TO THE EASTVALE ZONING CODE.

5.6 **The Trails at Eastvale Residential Tract.**

Recommendation: Hold second reading and adopt Ordinance No. 2013-07, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, APPROVING CHANGE OF ZONE NO. 11-0558 TO AMEND THE OFFICIAL ZONING MAP FROM HEAVY AGRICULTURE (A-2-10) TO PLANNED RESIDENTIAL DEVELOPMENT (PRD) ZONE FOR THE REAL PROPERTY LOCATED AT 6313 ARCHIBALD AVENUE AND 65<sup>TH</sup> STREET)(ASSESSOR'S PARCEL NUMBERS 144-010-034 AND -035).

5.7 **Landscape and Lighting Maintenance District 89-1 Consolidated.**

Recommendation: Adopt Resolution 13-15, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, APPROVING THE ANNUAL REPORT FOR LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1 CONSOLIDATED FOR FISCAL YEAR 2013/14;

And adopt Resolution 13-16, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1 CONSOLIDATED FOR FISCAL YEAR 2013/14.

5.8 **Approve Resolution to Submit a Grant Proposal to Southern California Association of Governments.**

Recommendation: Approve Resolution No. 13-17, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, AUTHORIZING SUBMITTAL OF A GRANT PROPOSAL TO SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS – SUSTAINABILITY PROGRAM FOR ASSISTANCE ON THE DEVELOPMENT OF A BIKEWAY MASTER PLAN.

5.9 **Amendment No. 1 to Cooperative Agreement with the City of Ontario for Milliken Avenue Grade Separation.**

Recommendation: Approve Amendment No. 1 to Cooperative Agreement between the City of Eastvale and the City of Ontario for the design and construction of the South Milliken Avenue Grade Separation Project.

5.10 **Treasurer's Report – Quarter ended March 31, 2013.**

Recommendation: Receive and file.

5.11 **Warrant Register.**

Recommendation: Approve the payment of Warrants (check numbers 11423 through 11459 and wire numbers W000140 to W000147) in the amount of \$1,054,560.05 and payroll in the amount of \$60,107.63.

5.12 **Warrant Register for Council Related Items.**

Recommendation: Approve the payment of Warrants (Wire No. 000142) in the amount of \$1,244.70.

**Motion: Moved by Rush, seconded by Howell to approve the Consent Calendar with the exception of Item 5.3.**

**Motion carried 5-0.**

Council Member Welch stated that he needed to abstain from voting on Item 5.3.

**Motion: Moved by Howell, seconded by Bootsma to approve Item 5.3 as presented.**

**Motion carried 4-0-1 with Welch abstaining.**

6. ***PUBLIC HEARINGS:***

There were no Public Hearing Items.

7. ***OLD BUSINESS:***

7.1 **Proposed revisions to Personnel Policies and Procedures.**

Recommendation: Approve recommended changes to Personnel Policies and Procedures by adopting Resolution No. 13-14, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE RELATING TO THE DUTIES, COMPENSATION AND TERMS OF EMPLOYMENT OF CITY EMPLOYEES.

City Manager Jacobs provided the staff report for the item.

There was discussion regarding the policy and the changes that had been made.

Staff was instructed to make the following changes:

- Include City Council in dismissing at-will contracted employees
- Include City Council in decisions regarding open or closed recruitment for job openings
- Add language to specify that permanent part-time employees receive one half of holiday hours specified in the policy
- Clarify the language by removing the last sentence in the Travel Expenses section regarding taking a personal vehicle outside the metropolitan area
- Include City Council in Section regarding promoting from within the organization
- Delete section regarding at-will employees being disciplined without cause
- Clarify language regarding the appeals process for employee discipline

**Motion: Moved by Rush, seconded by Bootsma to approve the Resolution with the changes to the policy as discussed.**

**Motion carried 5-0.**

## 7.2 **Administrative Policy regarding Use of City Vehicles.**

Recommendation: Approve Administrative Policy regarding Use of City Vehicles.

City Manager Jacobs provided the staff report for the item.

There was discussion regarding the policy.

Staff was directed to remove the portion of the policy that allowed City Council or Commission Members to use the City Vehicles.

**Motion: Moved by Howell, seconded by Bootsma to approve the item with the amendment discussed.**

**Motion carried 5-0.**

City Attorney Cavanaugh clarified that only City and Contracted Staff would be allowed to use the City Vehicle.

## 8. **NEW BUSINESS ITEMS:**

### 8.1 **Contract Extension for Nationwide Cost Recovery Services.**

Recommendation: Approve contract extension for Nationwide Cost Recovery for implementation of the City's Foreclosure Program for one year with a possible two year extension.

City Manager Jacobs provided the staff report for the item.

There was discussion regarding the potential extension of the contract and how the process between the contractor and City Code Enforcement would work.

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

**Motion carried 5-0.**

**8.2 Recycling Development Zone Redesignation.**

Recommendation: Adopt Resolution No. 13-18, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, SUPPORTING THE REDESIGNATION OF RIVERSIDE COUNTY AS A RECYCLING MARKET DEVELOPMENT ZONE DUE TO AN INCREASE IN BOUNDARIES AND ADOPTION OF INITIAL STUDY AND NEGATIVE DECLARATION.

Public Information Officer Nissen provided the staff report for the item.

There was discussion regarding the potential positive economic impacts of the designation.

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

**Motion carried 5-0.**

**8.3 Agreement for Public Works Professional Services between the County of Riverside and City of Eastvale.**

Recommendation: Approve an agreement for Public Works Professional Services between the County of Riverside and the City of Eastvale.

City Engineer Alvarez provided the staff report on the item.

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

**Motion carried 4-0-1 with Rush abstaining.**

**8.4 Designation of Voting Delegate and Alternate for League Annual Conference.**

Recommendation: Determine attendance and select the Voting Delegate and Alternate for the League of California Cities Annual Conference.

City Manager Jacobs introduced the item.

Council Member Welch was appointed the delegate, and Mayor Pro Tem Rush and Council Member Howell were appointed the alternates.

**Motion: Moved by Howell, seconded by Bootsma to approve the appointments.**

**Motion carried 5-0.**

**8.5 AB 5 (Ammiano) Homelessness.**

Recommendation: Issue Letter or Opposition to AB 5 (Ammiano) Homelessness.

Public Information Officer Nissen provided the staff report for this item.

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

**Motion carried 5-0.**

**8.6 Approval of Second Amended and Restated Revenue Neutrality Agreement with the County of Riverside.**

Recommendation: Approval.

City Attorney Cavanaugh provided the staff report for the item, outlining the changes that had been made.

There was discussion regarding the effort that had gone into negotiating the amended contract.

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

**Motion carried 4-0-1 with Rush abstaining.**

**9. COUNCIL COMMUNICATIONS:**

Mayor Pro Tem Rush discussed the actions at the previous meeting to change the Mayor's appointment to WRCOG and SCAG.

There was discussion amongst the Council regarding the actions at the previous meeting.

Council Member Welch stepped away from the dais at 7:59 p.m.

Council Member DeGrandpre requested that the WRCOG appointment be placed on the agenda for the following meeting.

Council Member Howell and Mayor Bootsma did not support placing the item back on the agenda.

City Attorney Cavanaugh stated that the rules of decorum allowed any member of the Council to place an item on the following meeting agenda during Council Comments.

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

City Manager Jacobs reported on her trip to the International Conference of Shopping Centers in Las Vegas, with Council Member DeGrandpre. She went on to announce that additional military banners would be hung prior to the Memorial Day holiday.

Council Member Welch returned to the dais at 8:02 p.m.

There was discussion regarding the military banners.

**11. CLOSED SESSION:**

The City Council went into Closed Session at 8:05 p.m. Council Member DeGrandpre excused himself from the meeting at 8:05 p.m.

**11.1 CONFERENCE WITH LEGAL COUNSEL—SIGNIFICANT EXPOSURE TO LITIGATION**

Subdivision (b)(1) of Section 54956.9

No. of Case(s): 2

The City Council exited Closed Session at 8:10 p.m. with no action taken.

**12. ADJOURNMENT:**

There being no further business, the meeting was adjourned at 8:10 p.m.