

***MINUTES***

**REGULAR MEETING OF THE CITY COUNCIL  
OF THE CITY OF EASTVALE  
Wednesday, February 9, 2011  
6:30 P.M.**

**Rosa Parks Elementary School  
13830 Whispering Hills Drive  
Eastvale, CA 92880**

**1. *CALL TO ORDER:***

The Regular Meeting of the City Council of the City of Eastvale was called to order at 6:33 p.m. by Mayor Rush.

**2. *ROLL CALL:***

Interim City Clerk Haughney called the roll.

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

Staff Members Present: Interim City Manager Van Nort, Interim City Attorney Cavanaugh, Interim Finance Director Shea, City Engineer Kashiwagi, Assistant to the City Manager Williams, IT Volunteer Van Gelder, Lt. Horton and Interim City Clerk Haughney.

**3. *PLEDGE OF ALLEGIANCE:***

The Pledge of Allegiance was led by Council Member Welch.

**4. *PRESENTATIONS/ANNOUNCEMENTS***

There were no presentations.

**5. *PUBLIC COMMENT***

Dickie Simmons, a resident, wanted to announce that there would be a Town Hall Meeting on Tuesday, April 26<sup>th</sup> and asked that someone from the Council attend. He stated that the Eastvale Edition would be in the mail soon and would have a lot of information in it.

**6. *APPROVAL OF MINUTES***

6.1 Approval of the minutes of the meeting held on January 26, 2011.

Motion: Moved by DeGrandpre, seconded by Howell to approve the minutes.

Motion carried 5-0.

**7. CONSENT CALENDAR**

7.1 Consideration of Resolution 11-07, entitled:

RESOLUTION 11-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, AUTHORIZING EXAMINATION OF SALES AND USE TAX RECORDS

7.2 Consideration of holding second reading and approving Ordinance No. 2011-02, entitled:

ORDINANCE 2011-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ADDING CHAPTER 12.02 OF TITLE 12 TO THE EASTVALE MUNICIPAL CODE ESTABLISHING THE SPEED LIMITS ON CERTAIN STREETS

7.3 Consideration to amend the date of the Joint Workshop with the Planning Commission on the General Plan and Development Impact Fees from March 9, 2011 to March 23, 2011, convening at 5:30 p.m.

Motion: Moved by DeGrandpre, seconded by Bootsma to approve the consent calendar as presented.

Motion carried 5-0.

**8. PUBLIC HEARINGS**

There were no Public Hearing items.

**9. NEW BUSINESS ITEMS**

9.1 City Manager Recruitment.

Interim City Manager Van Nort presented the background on the item and asked for direction on the three approaches possible for selecting a permanent City Manager. He stated one option would be to appoint a

person to be the permanent City Manager. The second option would be to hire a recruitment firm and the third would be to do the recruitment in house. Interim City Manager Van Nort provided the possible fiscal impact of the various options, and went on to say that although the City is a very desirable City, the low salary and low retirement package could make it more difficult to recruit a permanent City Manager.

There was discussion about the options. Interim City Manager Van Nort stated that in his research on the subject he found that the City of San Juan Capistrano was doing the process in house and had received about 80 applications to review. He went on to say that two other cities had received about nine proposals from recruitment firms. Interim City Manager Van Nort stated that the process would take about four to six months once it was started.

There was discussion about the average salary levels in the area.

There was additional discussion about the processes of recruiting if it was done in house. The difference in the quality of the candidates was discussed and it was stated that you would likely get the same types of candidates whether you recruited in house or used a professional firm. Council Member Howell and Mayor Pro Tem DeGrandpre supported hiring a professional recruitment firm to find a permanent City Manager

The timeline of the recruitment process was discussed. It was expressed that the Interim City Manager should stay on board with the City to overlap with the permanent City Manager in order to bring them up to speed.

Council Member Bootsma thought that the recruitment should be done in house by City Staff and that the transition of the City Managers should occur in January of 2012.

Council Member Welch discussed the process that other cities were using, and agreed with the idea of saving money. He had concerns about the time it would take to agree upon a candidate and go through negotiations with that person.

There was discussion about the cost savings that would occur if the recruitment process was handled in house versus hiring a professional firm.

Motion: Moved by Welch, seconded by Rush to direct staff to put out a Request for Proposals to acquire a Recruiting Firm as soon as possible.

Motion carried 4-1 with Bootsma voting no.

9.2 Consideration of a Resolution 11-09, entitled:

RESOLUTION 11-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, SETTING STIPENDS FOR THE PLANNING COMMISSION

Dickie Simmons, a resident, stated that he thought the City of Eastvale was a unique community that had plenty of residents that were willing to volunteer. He thought that the commissioners should not be given a stipend and should be reimbursed for expenses only. He stated that once the City starts giving out stipends, it cannot take the action back.

Council Member Welch inquired if the recruitment for commissioners had mentioned a stipend. Interim City Manager Van Nort stated that the recruitment did not mention a stipend.

Council Member Howell stated that she thought having a stipend for both the Public Safety and Planning Commission was the way to go. She stated that the community does have a strong volunteer spirit, but would like to make sure that the Commission drew in new, experienced people, and a stipend would help attract professionals in the fields pertinent to each commission.

Mayor Pro Tem DeGrandpre clarified that the recommendation was for \$50 per meeting, and that a commissioner could refuse the stipend if they wished.

Motion: Moved by Howell to set the stipend at \$100 per meeting.

Motion died for lack of a second.

Motion: Moved by Howell, seconded by DeGrandpre to set the stipend at \$50 per meeting.

Motion carried 3-2 with Welch and Bootsma voting no.

9.3 Pavement Assessment Report.

City Engineer Kashiwagi gave a brief overview of the roads in the City. He explained that there are two locations in the City where roads are shared with the City of Chino. He went on to say that staff had contacted the City of Chino about repairing the road shared with their border, and had received a positive response. The City of Chino would know in

September or October if there were funds to repair the road. City Engineer Kashiwagi also explained a portion of Hamner road was shared with Ontario, but at the time of the City Council meeting City Staff had not contacted anyone from Ontario. Staff had no specific recommendations but suggested that the budget setting sessions would be an appropriate time for direction to be given on road repair projects.

Council Member Bootsma inquired about why there was such a large difference in the share of costs between the City and Ontario on the portion of road that was shared with them.

City Engineer Kashiwagi stated that the damage to the road was not equal on both sides of the road.

Council Member Bootsma inquired how far down on Hellman the repairs went.

City Engineer Kashiwagi stated that it went all the way to River Road.

Mayor Rush asked if the location numbers in the report indicated the priority in which Staff recommended that the roads be addressed.

City Engineer Kashiwagi stated that he would recommend based on cost and the amount of traffic, that location #1 (Hamner) and #3 (Archibald) be addressed as a higher priority.

It was stated that Gas Tax and Measure A funds would be used to fund the road projects.

#### 9.4 Report on "In God We Trust" program.

Council Member Howell stated that at the last presentation by the supporting group, it was stated that a community member was willing to pay for a banner to be made.

Derek Lopez, a representative from In God We Trust America, stated that they would like the City to come up with a design, and the sign would be donated for the City to display.

Mayor Rush stated that he did not disagree with the concept, but was concerned because the City was not in a permanent location and did not own the facilities it used. He asked if Staff had had any discussions with the school district regarding the display.

Interim City Manager Van Nort stated that he there had been no discussions with the school, or with Lewis Retail Centers.

Mayor Rush and Council Member Howell stated that they would like to move forward with the program as long it did not interfere with the lease or use of the current facilities.

Council Bootsma also supported moving forward with the temporary banner.

Staff was instructed to speak with the school and Lewis Retail about the program and have a report on the February 23<sup>rd</sup> agenda.

James Na, with In God We Trust America, thanked the City Council for wanting to move forward with the program and thought it would be great to display the National Motto.

Derek Lopez added that so far in Riverside County, Norco was the first to display the motto, and he would like Eastvale to be the second.

9.5 Consideration of a Request for Proposals for Audit Services.

Finance Director Shea stated that he had put together the Request for Proposals and that there were approximately six or seven firms in Southern California that do that type of service. He would email those firms and find out which would like the Request for Proposals to be sent to them. He stated that a potential problem would occur because there was such a small number of firms that provided this type of service that they would be very busy and the City would likely receive few responses back. Finance Director Shea asked that he be able to work with the Finance Committee on the Proposals and bring the top three to the City Council at the first meeting in April.

There was a consensus among the City Council that staff may proceed as stated.

9.6 Consideration of Implementation Agreement for NPDES MS4 Permit for Santa Ana Region Cities and Resolution No. 11-08, entitled:

RESOLUTION 11-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, APPROVING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM URBAN RUNOFF DISCHARGE PERMIT IMPLEMENTATION AGREEMENT, SANTA ANA REGION (SANTA ANA DRAINAGE AREA), AND AUTHORIZE THE MAYOR TO SIGN THE AGREEMENT

City Engineer Kashiwagi explained why the agreement was necessary and stated that the agreement had been worked out by the previous 15 cities. He went on to explain how the costs would be shared and stated that the City would have a start up cost of approximately \$81,000 that would be funded by the General Fund.

Council Member Bootsma asked if the City had any say on the Board.

City Engineer Kashiwagi stated that the City did not have a say as far as the agreement because it had been worked out by the previous 15 cities, but that the cost allocation was fair.

Mayor Rush stated that there had been some discussion about the regulatory aspects of the board, in regards to regulating water usage.

City Engineer Kashiwagi stated that regulating water usage would stay the responsibility of the individual jurisdiction.

Council Member Welch requested that Staff make sure to spell out the acronyms in staff reports.

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

Motion carried 5-0.

## **10. OLD BUSINESS ITEMS**

### **10.1 Consideration of a Contract for Ticket Processing Services.**

Finance Director Shea stated that he had contacted three companies, and two of the three did not provide administrative ticket services. He stated that a response from a larger processing company wanted to expand the proposal to include things that were out of the City's scope, and the one company did not respond at all. Finance Director Shea went on to say that a city the size of Eastvale would generally generate \$44,000 in revenue through tickets, and that would amount to a fee of \$7,000-\$8,000 for the contract.

Council Member Welch stated that he was astounded that the firms that served only government agencies had more work than they knew what to do with.

Motion: Moved by Howell, seconded by Bootsma to approve the contract with DataTicket.

Motion carried 5-0.

- 10.2 Consideration of establishing a Public Safety Commission, holding the first reading of Ordinance 2011-03, entitled:

ORDINANCE 2011-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EASTVALE, CALIFORNIA, ADDING CHAPTER 2.18 OF TITLE 2 OF THE CITY OF EASTVALE MUNICIPAL CODE RELATING TO THE PUBLIC SAFETY COMMISSION

City Attorney Cavanaugh stated that the ordinance would establish a Public Safety Commission and that the ordinance now included the direction of the City Council given at the previous meeting regarding the duties and stipend. He stated that he had received an email from Irene Long, a resident, with her recommended changes.

Council Member Bootsma expressed that a Public Safety Commission is important, but he felt that it should be done on a volunteer basis and no stipend should be paid.

Irene Long, a resident, wanted to bring to the Council's attention that the City was currently under the County's emergency plan. She stated that it was important to have someone on staff familiar with the emergency plan and to move forward with creating the City's own emergency plan.

There was discussion about whether the City had been approved to receive an emergency trailer from FEMA, or if they would have to go through the whole process of applying for one.

There was additional discussion about the comments that Irene Long had on the ordinance. It was clarified that the stakeholders information that she provided was for the development of an emergency plan and not for seats on the commission.

Interim City Manager Van Nort stated that one of the responsibilities of the Public Safety Commission would be to develop the emergency plan and make recommendations to the City Council.

Mayor Pro Tem DeGrandpre stated that he did not think the ordinance should be so exact in saying that the Commission will meet once a quarter, but no more than three times in a quarter. He was concerned that in an emergency the Commission would have to meet more often and would be limited.



Interim City Manager Van Nort stated that there was an exception to every rule and that the City currently did not have enough staff to support meetings more frequently.

There was discussion about whether wording should be added to waive the meeting restriction in case of emergency. Staff stated that there was no need.

Motion: Moved by Howell, seconded by Bootsma to hold the first reading of the ordinance.

Interim City Clerk Haughney conducted a roll call vote.

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

Noes: None

Absent: None

Abstain: None

The appointment process was discussed. It was decided that they would follow the same method used to appoint to the Planning Commission.

## **11. COUNCIL COMMUNICATIONS/CORRESPONDENCE**

### **11.1 Receive and File Correspondence.**

Mayor Pro Tem DeGrandpre stated that he had attended two WRCOG meetings and the TUMF fee reduction was still being debated. It was still their opinion that the cost savings from the amount budgeted and the amount that the projects actually cost would be enough to keep cities from having to pay back anything. He would have more information on the subject in April.

Council Member Howell announced that the Little League would be having its opening ceremony on March 5<sup>th</sup> and asked for the City Council to attend. She wanted to spread the word that Assemblyman Miller would be doing free children's fingerprinting at the local Johnny Carino's. She asked Staff if the non-profit organization would be on the next agenda. Staff confirmed that it would be.

Council Member Bootsma asked if there was something that could be done about the shopping carts that are being left on the side of the road by Swan Lake. Lieutenant Horton responded that the ordinance could only be enforced if someone was in possession of the cart, but if the cart was left by the road, they

could hold the shopping center responsible for collecting the carts in a timely manner.

There was discussion about the possibility of the City of Norco burning its horse manure in Eastvale. Julie Reyes, a representative from Waste Management, stated that it was a project to generate electricity that was just beginning, and two sites were being looked at, one of which was in the Eastvale City Boundaries. Ms. Reyes stated that she believed it would be two to three years before anything was started on the project. There was discussion about what agency would be taking the lead on the project, and Ms. Reyes stated that the City of Norco is working with Chevron, and if they were hired, Chevron would be the lead. There was additional discussion about the type of manure that could be used and the amount that was needed for the plant to be efficient.

Council Member Welch stated that there was a lot of interest in Public Safety in the City and he hoped that the community could work together with the Sheriff's Department, the Public Safety Commission and other agencies in the City to make Eastvale one of California's safest cities. He went on to say that he wanted a community that people could feel safe in, and that the City was fairly small and there were problems around every school and park, that hopefully could be resolved by more pedestrian traffic.

Mayor Pro Tem DeGrandpre inquired about what type of authority the City had over the traffic flow of shopping centers. City Attorney Cavanaugh stated that the City did not have the legal authority to require the shopping centers to change their traffic flow, but they could contact the owners of the center in regards to signage and advise them that any signs would need to comply with the vehicle code.

Mayor Rush stated that he had the opportunity to meet with the Eastvale LEAFF group and announced that they will be holding a Business Security Expo on February 22<sup>nd</sup> from 6:30 to 9:30 p.m. at the local Chase Bank. Mayor Rush went on to say that the bylaws and the joint powers agreement for the Riverside Conservation Authority was approved at the last RCA meeting and asked staff to keep an eye on the agreement when it goes out to all the member agencies. Mayor Rush added that he would be attending the Riverside County Transportation Commission Annual Workshop, he noted several local projects that he would push to be a priority for the Commission. Mayor Rush asked that staff have an item on the agenda regarding the traffic around the local schools because he had been approached with a lot of concerns from the public. Mayor Rush added that he would recommend forming an ad hoc committee for the City sponsored non-profit organization that would be addressed at the next City Council meeting and he would like to see which two Council Members would be interested in participating.

**12. CITY MANAGER'S REPORT**

The City Manager had no comments.

**13. ADJOURNMENT**

There being no further business, Mayor Rush adjourned the meeting at 7:48 p.m.

Respectfully submitted,



Judy L. Haughney, CMC  
Interim City Clerk

