MINUTES
OF THE REGULAR MEETING
OF THE JURUPA VALLEY CITY COUNCIL
October 3, 2019

The meeting was held at the Jurupa Valley 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 6:33 p.m.

2. CLOSED SESSION

   A. PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS

      There were no public comments regarding the closed session items.

   B. APPOINTMENT, EMPLOYMENT OF CITY MANAGER. The City Council met in closed session pursuant to Government Code Section 54957 to consider the appointment or employment of the City Manager and pursuant to Government Code Section 94957.6 to meet with its designated representatives, Mayor Brian Berkson and City Attorney Peter Thorson, to provide direction to the designated representatives concerning the negotiation of salary, compensation and/or benefits for the unrepresented employee position of City Manager. No action will be taken on an appointment at this meeting.

3. 7:00 P.M. - RECONVENE IN OPEN SESSION

   A. ANNOUNCEMENT OF ANY REPORTABLE ACTIONS IN CLOSED SESSION

      City Attorney Peter Thorson 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 members of the Suddhavasa Buddhist Meditation Center.

6. **PLEDGE OF ALLEGIANCE** was led by David Barnes.

7. **APPROVAL OF AGENDA**

   A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Lorena Barajas, to approve the Agenda and rearrange Items 16.B and 17.A to be considered before Item 16.A.

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

8. **PRESENTATIONS**

   A. **PROCLAIMING OCTOBER 4, 2019 AS MANUFACTURING DAY**

   Following a brief PowerPoint presentation, Mayor Berkson and members of the Council presented Dennis Sonney, representing CMTC – Inland Empire with a proclamation proclaiming October 4th as Manufacturing Day. Mr. Sonney thanked the Council for their support.

9. **PUBLIC APPEARANCE/COMMENTS**

   Mauricio Lopez, representing ML Engineering, voiced a concern that a project located at 6072 Etiwanda Avenue has been in process at the City for more than three years. He noted that his client, Juan Nunez, has experienced difficulty processing his plans and the project is still in limbo. He asked the Council to help resolve this issue.

   Dwane Gant spoke in support of Juan Nunez. He stated that he prepared Mr. Nunez’s original construction plans when Jurupa Valley was part of the County and there were no issues. He asked the Council to help Mr. Nunez complete his vision for his property.

   Mike Eckhardt spoke in support of Juan Nunez, stating that there are at least ten different organizations that wish to lease his buildings. He encouraged the Council to help Mr. Nunez prosper as his business would employ more than 150 people.

   Juan Nunez stated that he has spent a great deal of time and money on development fees and plan review to get his project finalized. He asked the Council to help move his project forward as he only wants the best for the City.
David Barnes expressed concern regarding the proliferation of big rig trucks in residential neighborhoods, noting safety issues, noise, air pollution, and blight. He stated the beautiful rural valley of Jurupa Valley is deteriorating as trucks and diesel fumes are everywhere. He asked the Council to address this issue.

10. INTRODUCTIONS, ACKNOWLEDGEMENTS, COUNCIL COMMENTS AND ANNOUNCEMENTS

Mayor Brian Berkson thanked City staff and all those who were involved in the State of the City Address. He appreciates the feedback on the contents of the video, stating that it was positively received by members of the community. He noted that the event was well attended and showcased Jurupa Valley’s efforts to become a strong, vibrant and safe community.

Council Member Micheal Goodland provided the following quote from Tony A. Gaskins Jr.: “If you don't build your dream someone will hire you to help build theirs.”

Mayor Pro Tem Anthony Kelly reported that the Riverside Transit Agency’s 2019 ‘Bus Roadeo’ will be held October 5th at the Agency’s Hemet facility. This is a free family-oriented event where RTA bus drivers test their agility skills while competing on a controlled obstacle course. He announced that the Riverside Indonesian 7th Day Adventist Church located at 5430 Ridgeview Avenue will host a free health clinic October 13-14th beginning at 8:00 a.m. Services will include medical, dental, vision, and ultra-sound tests.

11. CITY COUNCIL MEMBER ORAL/WRITTEN REPORTS REGARDING REGIONAL BOARDS AND COMMISSIONS

A. MAYOR BRIAN BERKSON

1. Mayor Berkson gave an update on the Riverside County Transportation Commission - Western Riverside Programs and Projects committee meeting of September 23, 2019.


B. MAYOR PRO TEM ANTHONY KELLY, JR.

1. Mayor Pro Tem Kelly gave an update on the Riverside Transit Agency meeting of September 26, 2019.

C. COUNCIL MEMBER MICHEAL GOODLAND

12. CITY MANAGER’S UPDATE

Alan Kreimeier, Interim City Manager, announced that two items have been added to the City’s website: the Tri-City Resolution and the opening legal brief regarding the Riverside Transmission Reliability project.

George Wentz, Deputy City Manager, provided background information on the Granite Hill street improvement project. He outlined the timeline for the repairs, noting that since that time, Staff learned that the Jurupa Community Services District has a major utility project in the same area. Mr. Wentz provided an aerial view that shows the project’s limits and an overlap with both projects. Due to timing issues, City staff is suggesting an add-on to the City’s slurry seal budget that would fill in the cracks on a 1,000 foot section of Granite Hill as a temporary solution until such time as the roadway can be rehabilitated. He noted that this temporary work could be completed within the next 60 days.

13. APPROVAL OF MINUTES

A. SEPTEMBER 18, 2019 SPECIAL MEETING

B. SEPTEMBER 19, 2019 REGULAR MEETING

A motion was made by Council Member Chris Barajas, seconded by Mayor Pro Tem Anthony Kelly, to approve the Minutes of the September 18, 2019 Special meeting and the September 19, 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 $1,595,994.01

Requested Action: That the City Council ratify the check registers dated September 12 and 19 as well as the payroll registers dated September 11 and 25, 2019.
C. ORDINANCE NO. 2019-14

Requested Action: That the City Council conduct a second reading and adopt Ordinance No. 2019-14, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF CITY OF JURUPA VALLEY COMMUNITY FACILITIES DISTRICT NO. 2019-002 (EMERALD RIDGE) AUTHORIZING THE LEVY OF A SPECIAL TAX THEREIN

D. ORDINANCE NO. 2019-15

Requested Action: That the City Council conduct a second reading and adopt Ordinance No. 2019-15, entitled:

AN ORDINANCE OF THE CITY OF JURUPA VALLEY, CALIFORNIA, AMENDING SECTION 7.15.230 (“EXPIRATION OF APPROVED TENTATIVE MAPS AND VESTING TENTATIVE MAPS - EXTENSION OF TIME”) OF CHAPTER 7.15 (“TENTATIVE MAPS”) OF TITLE 7 (“SUBDIVISIONS”) OF THE JURUPA VALLEY MUNICIPAL CODE CONCERNING APPEALS OF DECISIONS ON APPLICATIONS FOR EXTENSIONS OF TIME FOR TENTATIVE MAPS, MAKING CLERICAL REVISIONS CONSISTENT WITH THE SUBDIVISION MAP ACT, AND FINDING AN EXEMPTION FROM CEQA UNDER SECTION 15061(B)(3) OF THE CEQA GUIDELINES

E. AGREEMENT WITH PICTOMETRY INTERNATIONAL CORP. FOR AERIAL IMAGERY SERVICES

1. Requested Action: That the City Council approve the Agreement by and between the City of Jurupa Valley and Pictometry International Corp.; and

2. Authorize the City Manager to execute the Agreement in substantially the form attached to the staff report and in such final form as approved by the City Attorney.

F. AUTHORIZATION TO PURCHASE A SKID STEER TRACTOR FOR PUBLIC WORKS MAINTENANCE OPERATIONS

Requested Action: That the City Council approve the procurement of a 2020 Volvo MC70C Skid Steer Tractor for the Public Works Department.

G. ADOPTION OF A RESOLUTION PROCLAIMING OCTOBER 2, 2019 AS “CLEAN AIR DAY” IN THE CITY OF JURUPA VALLEY (REQUESTED BY COUNCIL MEMBER MICHEAL GOODLAND)
Requested Action: That the City Council adopt Resolution No. 2019-89, entitled:

A RESOLUTION OF THE CITY OF JURUPA VALLEY, CALIFORNIA, IN SUPPORT FOR AND DECLARATION OF CALIFORNIA CLEAN AIR DAY

H. RESOLUTION SUPPORTING INCREASED FUNDING FOR AFTERSCHOOL PROGRAMS IN THE 2020 STATE BUDGET (REQUESTED BY MAYOR PRO TEM ANTHONY KELLY, JR.) – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION

Requested Action: That the City Council adopt Resolution No. 2019-90, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA TO SUPPORT AN ADDITIONAL FUNDING INCREASE OF $98.8 MILLION IN ASES FUNDING IN THE 2020 STATE BUDGET FOR AFTERSCHOOL PROGRAMS

A motion was made by Council Member Chris Barajas, seconded by Council Member Lorena Barajas, to approve the Consent Calendar, with the exception of Item No. 14.H, which was 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

14.H RESOLUTION SUPPORTING INCREASED FUNDING FOR AFTERSCHOOL PROGRAMS IN THE 2020 STATE BUDGET (REQUESTED BY MAYOR PRO TEM ANTHONY KELLY, JR.)

Mayor Pro Tem Anthony Kelly requested that Item 14.H be removed from the Consent Calendar for further discussion. He advocated his support for this item, noting the importance of afterschool funding and its positive impact for the youth in the community.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Micheal Goodland, to adopt Resolution No. 2019-90, entitled:
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA TO SUPPORT AN ADDITIONAL FUNDING INCREASE OF $98.8 MILLION IN ASES FUNDING IN THE 2020 STATE BUDGET FOR AFTERSCHOOL PROGRAMS

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

The following items were taken out of order:

16. PUBLIC HEARING

B. PUBLIC HEARING REGARDING THE ANNEXATION OF TERRITORY (ZONE L) TO THE CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED (THE “DISTRICT”) AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY; 42ND STREET AT FORT DRIVE AND TWINING STREET, AND RUBIDOUX BOULEVARD (FLABOB AIRPORT) (CONTINUED FROM THE SEPTEMBER 19, 2019 MEETING)

Steve Loriso, City Engineer, presented the staff report.

Mayor Berkson opened the public hearing and called for any public comments.

Further discussion followed.

There being no further comments, the public hearing was closed.

The City Clerk responded that one owner cast four ballots. All votes cast were in favor of the assessment.

A motion was made by Mayor Pro Tem Anthony Kelly, seconded by Council Member Micheal Goodland, to adopt Resolution No. 2019-86, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, ORDERING THE ANNEXATION OF TERRITORY (ZONE L); LOCATED AT 42ND STREET AT FORT DRIVE AND TWINING STREET, AND RUBIDOUX BOULEVARD, TO CITY OF JURUPA VALLEY LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT NO. 89-1-CONSOLIDATED, CONFIRMING A DIAGRAM AND ASSESSMENT, ORDERING THE IMPROVEMENTS AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2020-21 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS
A. AUTHORIZATION TO APPLY FOR AND RECEIVE SENATE BILL 2 (SB 2) PLANNING GRANT FUNDS FROM THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) FOR FUNDING TO DEVELOP AND IMPLEMENT PLANNING PROGRAMS RELATED TO THE 2017 GENERAL PLAN AND HOUSING ELEMENT

Mary Wright, General Plan Program Manager, presented the staff report.

Further discussion followed.

A motion was made by Council Member Lorena Barajas, seconded by Council Member Micheal Goodland, to adopt Resolution No. 2019-92, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, AUTHORIZING APPLICATION FOR, AND RECEIPT OF, SB 2 PLANNING GRANTS PROGRAM FUNDS

Jim Smith, Senior Management Advisor, presented the staff report. Mr. Smith discussed the California Environmental Quality Act (CEQA) which requires the City identify whether this action would have significant environmental impacts. He noted that an Environmental Impact Report was prepared and in that plan the City must outline a plan for mitigation of impacts such as air, noise, and traffic. He noted that a letter was received from the City of Ontario dated October 1, 2019 which indicated that they are not objecting to the truck restriction ordinance as they
are satisfied with a level of service “E” for the Milliken/Mission intersection. He summarized the Council’s discretionary actions and the options before them.

JoAnn Hadfield, representing PlaceWorks, gave a presentation on the Environmental Impact Report (EIR) for the potential truck restriction ordinance. Ms. Hadfield provided an overview of the project description, the existing conditions, the topics analyzed in the EIR, the proposed mitigation measures, alternatives considered, and the findings and overriding considerations for the project.

Sean Dailey, representing Iteris, gave a presentation on the traffic analysis of the proposed truck restriction ordinance. Mr. Dailey summarized the findings of the study noting that the metric for the traffic analysis of the EIR was traffic delay at the intersections. He pointed out the intersections where significant impacts were identified and the proposed mitigation measures.

JoAnn Hadfield noted that the project includes significant traffic impacts. If the Council decides to approve this project they must adopt a Statement of Overriding Considerations to show that the benefits of the project outweigh the significant environmental impacts of the project. As a result of the letter from the City of Ontario, that mitigation measure which was at an estimated cost of $748,000 will no longer be required. She noted that there are still significant, unavoidable impacts for the other intersection ramps that are outside the city and within the regional transportation network. As a result, a fair share contribution for these impacts will be required.

City Attorney Peter Thorson clarified that the ordinance would prohibit trucks over 16,000 pounds from using Etiwanda Avenue and Country Village Road but there is an exception for trucks that would use those roads for pick-ups and deliveries. He noted that the letter from the City of Ontario allows the City to delete the mitigation measure that would require the City to contribute $748,000 of fair share costs for any improvements to that intersection. Should Caltrans ever revamp the ramps at the SR 60 freeway, the City would have a fair share cost of $335,000 to Caltrans when and if those improvements are ever constructed. He noted that the City received a letter from Gresham Savage on behalf of Lineage Logistics, LLC in connection with their facility located at 3251 De Forest Circle objecting to the Environmental Impact Report and the City’s adoption of the ordinance. He stated that the letter does not explain what impacts would impact this particular piece of property. Secondly, this particular property appears to be within the Mira Loma Commerce Center so the predecessor in interest to this property owner was a party to the CCAEJ litigation and the Consent Judgement so they do not have any legal standing to object to the proposed truck restriction ordinance. He noted that their letter also indicated that the City should have submitted this ordinance to the Planning Commission for review. Mr. Thorson clarified that there is no requirement that this ordinance go before the Planning Commission.
Further discussion followed.

Jim Smith, Senior Management Advisor, described the type of signage that would be placed along the I-15 and SR 60 freeway. He noted that if this item is approved, the Public Works staff will work with Caltrans to approve the encroachment permit for the signs.

Further discussion followed regarding how the truck restrictions would be enforced.

Mayor Berkson opened the public hearing and called for any public comments.

Penny Newman provided a history of Mira Loma Village. She stated that when the County of Riverside wanted to rezone this area from residential to industrial, the County promised the residents of Mira Loma Village that there would be a large buffer between the industrial development and the existing homes. Instead of a buffer, the County ended up developing warehouses to the fence line of these homes. She urged the Council to protect the residents of Mira Loma Village and adopt the ordinance. She suggested that the development agreement for the Space Center expansion includes funds that could be used towards an enforcement officer.

Andrea Vidaurel, representing the Center for Community Action and Environmental Justice, stated that they have always been invested in working together with the City to make Jurupa Valley more sustainable and healthy. She encouraged the Council to adopt the ordinance and support something that is equitable to everyone and protect the community of Mira Loma Village.

Betty Anderson spoke in support of the proposed ordinance. She stated that there is no eastbound on-ramp at Milliken in Ontario so the eastbound truck traffic would have to go on Mission or Riverside Drive. She suggested that Country Village Road traffic be re-routed to Sierra because Cherry is closer and it is a marked truck route.

Laura Shultz spoke in support of the proposed ordinance. She is pleased to hear that the City Council is listening to the residents because they need to take a stand now to mitigate the negative health effects of the truck traffic, the air pollution and the traffic congestion.

Gabriela Mendez voiced support of the proposed ordinance. She asked the Council to stand with Mira Loma. She stated that it may only be 103 homes but they have the right to clean air.

David Zaft, California Attorney General’s Office, commended the City Council on the preparation of this ordinance. He stated that the Attorney General Office’s supports this ordinance as it will make meaningful and concrete impacts to the residents of Mira Loma Village. He offered to facilitate the process with Caltrans.
Stella Portillo stated that she has lived in Mira Loma Village since 1969. She voiced support of the proposed ordinance as she wants the children growing up in this community to have a good life and good health.

Lilia Ulloa voiced support of the proposed ordinance. She stated that the community of Mira Loma Village deserves to have clean air and the reason she is here tonight is to ensure the trucks cannot pass in this area. She stated the residents of Mira Loma Village are parents, grandparents, neighbors and the community.

Further discussion followed.

There being no further comments, the public hearing was closed.

City Attorney Peter Thorson clarified that modifications will be made to the Findings, Final EIR and Mitigation Monitoring Program to delete the fair share contribution of $748,000 to Milliken/Mission. The October 3, 2019 letter from Gresham Savage and the October 1, 2019 letter from the City of Ontario will also be entered into the record.

A motion was made by Mayor Brian Berkson, seconded by Mayor Pro Tem Anthony Kelly, to adopt Resolution No. 2019-91, entitled:

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT, ADOPTING FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS, AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM FOR THE ADOPTION OF AN ORDINANCE AMENDING SECTION 12.35.020 OF THE JURUPA VALLEY MUNICIPAL CODE TO ESTABLISH VEHICLE AND TRUCK WEIGHT RESTRICTIONS ON ETIWANDA AVENUE FROM THE SR 60 FREEWAY TO HOPKINS STREET, AND ON COUNTRY VILLAGE ROAD FROM THE SR 60 FREEWAY TO PHILADELPHIA AVENUE (STATE CLEARINGHOUSE NO. 2018021020)

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

A motion was made by Council Member Chris Barajas, seconded by Council Member Lorena Barajas, to introduce Ordinance No. 2019-16, entitled:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JURUPA VALLEY, CALIFORNIA, AMENDING SECTION 12.35.020 OF THE JURUPA VALLEY MUNICIPAL CODE, PERMISSIBLE VEHICLE WEIGHT ON STREETS, ROADS, HIGHWAYS, AND BRIDGES; TRUCK
ROUTES, TO ESTABLISH VEHICLE AND TRUCK WEIGHT RESTRICTIONS, TO ESTABLISH MAXIMUM VEHICLE AND TRUCK WEIGHT RESTRICTIONS OF 16,000 POUNDS ON ETIWANDA AVENUE FROM THE SR 60 FREEWAY TO HOPKINS STREET, AND ON COUNTRY VILLAGE ROAD FROM THE SR 60 FREEWAY TO PHILADELPHIA AVENUE

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 9:28 p.m.

The next meeting of the Jurupa Valley City Council will be held October 17, 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