

**MINUTES
OF THE REGULAR MEETING
OF THE JURUPA VALLEY CITY COUNCIL
October 5, 2023**

1. 6:00 PM - CALL TO ORDER AND ROLL CALL FOR CLOSED SESSION

- Chris Barajas, Mayor
- Guillermo Silva, Mayor Pro Tem
- Leslie Altamirano, Council Member
- Brian Berkson, Council Member
- Armando Carmona, Council Member

Mayor Chris Barajas called the closed session meeting to order at 6:04 p.m. Mayor Pro Tem Guillermo Silva and Council Member Leslie Altamirano were absent. City Attorney Peter Thorson announced that Mayor Pro Tem Guillermo Silva will not be present as he has a business dispute with Mr. Nunez and will not be in the room where the closed session is taking place.

2. CONVENE TO CLOSED SESSION

A. PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS

Mr. Juan Nunez commented regarding the closed session items. He requested that before the City Council moves forward with the two matters of pending litigation that they first do an accurate investigation involving his buildings and all his documents that were “removed by the City of Jurupa Valley.”

Sylvia Moran stated that she and her husband run a batting cage business in one of the buildings that the City is trying to shut down. This is a business that keeps kids off the street and promotes health and fitness. She and her husband put a lot of time and effort into this business and they wish to continue providing this business in the community.

- B. CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION.** The City Council met in closed session with the City Attorney and Special Counsel pursuant to Government Code Section 54956.9(d)(1) with respect to two matters of pending litigation: 1) *City of Jurupa Valley v. Juan Carmelo Nunez Salazar, et al.* (Riverside Superior Court Case No. RIC2002036); and 2) *City of Jurupa Valley v. Juan Carmelo Nunez, et al.* (Riverside Superior Court Case No. CVRI2202444).

3. 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. 7:00 PM - CALL TO ORDER AND ROLL CALL FOR REGULAR MEETING

- Chris Barajas, Mayor
- Guillermo Silva, Mayor Pro Tem
- Leslie Altamirano, Council Member
- Brian Berkson, Council Member
- Armando Carmona, Council Member

Mayor Chris Barajas called the regular meeting to order at 7:29 p.m. Council Member Leslie Altamirano was absent.

5. INVOCATION was given by Pastor Kyle Fagon, Beacon Hill Assembly of God Church.

6. PLEDGE OF ALLEGIANCE was led by Mayor Chris Barajas.

7. APPROVAL OF AGENDA

A motion was made by Council Member Armando Carmona, seconded by Mayor Pro Tem Guillermo Silva, to approve the Agenda. Mayor Chris Barajas announced that Item 14.D has been pulled from tonight's Agenda for further consideration.

Ayes: C. Barajas, B. Berkson, A. Carmona, G. Silva
Noes: None
Absent: L. Altamirano

8. PRESENTATIONS

A. RIVERSIDE COUNTY DEPARTMENT OF ANIMAL SERVICES - INTRODUCTION OF "PET OF THE MONTH"

The City's Pet of the Month for October, a 1-year old male Rottweiler named "Frankie" was introduced to the Council. Anyone interested in giving this available pet a home is invited to contact the City's Animal Control Services Department at <https://www.rcdas.org>. Due to the current "Go big and go home" adoption campaign, the adoption for Frankie is free all the way through October 7, 2023.

9. PUBLIC APPEARANCE/COMMENTS

Sam Vasquez stated that the plight of Mr. Juan Nunez raises a lot of questions, particularly whether there was a conflict of interest relating to his situation where a planning commissioner or city staff had any financial entanglements that compromised their decision making because what is clearly happening right now is a series of actions to obstruct his right as an entrepreneur for his buildings that have previously been approved.

Colin Markovich, Field Representative for Assemblymember Sabrina Cervantes announced that the governor signed AB777 to prevent the depositing of toxic substances at the Stringfellow site. This came into being when the Department of Toxic Substances deposited toxic substances at the Stringfellow site. He highlighted AB 603 and AB 14878, which are currently on the governor's desk.

10. INTRODUCTIONS, ACKNOWLEDGEMENTS, COUNCIL COMMENTS AND ANNOUNCEMENTS

Council Member Armando Carmona stated that he enjoyed his chance to walk with some students from his childhood elementary school, Troth Street Elementary during National Walk to School Day. He encouraged volunteers to sign up for a community clean up event this Saturday from 7:00 am to 10:00 am. The community clean up event will include volunteers from historic Mira Loma and Riverside County Parks and Open Space District. Volunteers will meet at Etiwanda and 66th Street. Anyone interested can contact him at City Hall.

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

A. MAYOR CHRIS BARAJAS

- 1. Mayor Chris Barajas gave an update on the Western Riverside Council of Governments Executive Committee meeting of October 2, 2023.**

B. MAYOR PRO TEM GUILLERMO SILVA

- 1. Mayor Pro Tem Guillermo Silva gave an update on the Interagency Coordinating Council meeting of September 22, 2023.**

C. COUNCIL MEMBER BRIAN BERKSON

- 1. Council Member Brian Berkson gave an update on the Metrolink / Southern California Regional Rail Authority meeting of September 22, 2023.**
- 2. Council Member Brian Berkson gave an update on the Southern California Association of Governments Transportation Committee meeting of October 5, 2023.**

12. CITY MANAGER'S UPDATE

City Manager Rod Butler reported that the City has a contract with Burrtec Waste that includes street sweeping. They recently hired a new company, CMAX Commercial Maintenance, Inc. that will be responsible for citywide street sweeping beginning this week with brand new state of the art equipment. He announced that a copy of the street sweeping

schedule can be found on the City's website. He announced a community bulky item pickup event will be held at Patriot High School on Saturday, October 14th from 8:00 a.m. to 12:00 p.m. The event is open to residents with proof of residency. He announced a community meeting for the Pacific Avenue Phase 1 Project on October 10th at 6:00 p.m. at Rubidoux High School. Spanish translation services will be available at the meeting.

13. APPROVAL OF MINUTES

A. SEPTEMBER 21, 2023 REGULAR MEETING

A motion was made by Mayor Pro Tem Guillermo Silva, seconded by Council Member Armando Carmona, to approve the Minutes of the September 21, 2023 regular meeting.

Ayes: C. Barajas, A. Carmona, G. Silva
Noes: None
Absent: L. Altamirano, B. Berkson

14. CONSENT CALENDAR

A. COUNCIL APPROVAL OF A MOTION TO WAIVE THE READING OF THE TITLE AND TEXT OF ALL ORDINANCES AND RESOLUTIONS INCLUDED IN THE AGENDA

Requested Action: That the City Council waive the reading of the title and text of all ordinances and resolutions included in the agenda. In accordance with Government Code Section 34934, the title of each ordinance is included on the published agenda and a copy of the full ordinance has been available to the public online on the City's website and will be available in print at the meeting prior to the introduction or passage of the ordinance.

B. CONSIDERATION OF CHECK REGISTER IN THE AMOUNT OF \$10,272,754.86

Requested Action: That the City Council ratify the check registers dated August 30 and September 7, 13 and 21, 2023 as well as the payroll registers dated August 31 and September 1, and 15, 2023.

C. AMENDMENT TO AGREEMENT WITH BREA IT SOLUTIONS (A DIVISION OF THE CITY OF BREA) FOR CONTRACT INFORMATION TECHNOLOGY SERVICES RECOMMENDATION

Requested Action: That the City Council approve the Second Amendment to the Agreement by and between the City of Jurupa Valley and Brea IT Services (a division of the City of Brea) for the provision of Information Technology Services.

D. INITIATION OF A GENERAL PLAN AMENDMENT (GPA) AND CHANGE OF ZONE (CZ) FOR 9.6 ACRES LOCATED AT 10045 AND 10051 LIMONITE AVENUE (APNS: 162-220-014, AND -016) – PULLED FROM THE AGENDA FOR FURTHER CONSIDERATION

Requested Action: That the City Council initiate a General Plan Amendment (GPA) and Change of Zone (CZ) for 9.6 acres located at 10045 and 10051 Limonite Avenue (APNs: 162-220-014, and -016).

E. AWARD CONSTRUCTION AGREEMENT TO CALMEX ENGINEERING, INC. FOR 2023-2024 PAVEMENT REHABILITATION (ARPA) PROJECT, CIP NO. 23111

1. Requested Action: That the City Council approve and award a construction agreement to Calmex Engineering, Inc. in the amount of \$8,643,891.20 for the 2023-2024 Pavement Rehabilitation (ARPA) Project, CIP No. 23111, for the work included in its bid proposal and authorize the City Manager to execute the Agreement in the form attached hereto; and
2. Authorize the City Manager to execute any subsequent related minor amendments to the Agreement with Calmex Engineering, Inc., up to 10% as contingency to cover the cost of any unforeseen conditions.

F. APPROVAL OF AN AGREEMENT WITH CIVIC SOLUTIONS FOR CONSULTING SERVICES TO PREPARE A CITYWIDE CORRIDORS PLAN – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION

Requested Action: That the City Council approve an Agreement for Consulting Services with Civic Solutions for planning services for the Citywide Corridors Plan in an amount not to exceed \$657,998 and authorize the City Manager to sign the Agreement on behalf of the City Council.

A motion was made by Mayor Pro Tem Guillermo Silva, seconded by Council Member Armando Carmona, to approve the Consent Calendar, with the exception of Item No. 14.D, which was removed from the Agenda for further consideration and Item 14.F, which was removed for further discussion.

Ayes: C. Barajas, B. Berkson, A. Carmona, G. Silva
Noes: None
Absent: L. Altamirano

15. CONSIDERATION OF ANY ITEMS REMOVED FROM THE CONSENT CALENDAR

14.F APPROVAL OF AN AGREEMENT WITH CIVIC SOLUTIONS FOR CONSULTING SERVICES TO PREPARE A CITYWIDE CORRIDORS PLAN – REMOVED FROM THE CONSENT CALENDAR FOR FURTHER DISCUSSION

Council Member Brian Berkson requested that Item 14.F be removed from the Consent Calendar for further discussion.

City Manager Rod Butler provided additional information and responded to Council's questions.

A motion was made by Council Member Brian Berkson, seconded by Mayor Pro Tem Guillermo Silva, to approve an Agreement for Consulting Services with Civic Solutions for planning services for the Citywide Corridors Plan in an amount not to exceed \$657,998 and authorize the City Manager to sign the Agreement on behalf of the City Council and for City staff to provide quarterly reports to the City Council.

**Ayes: C. Barajas, B. Berkson, A. Carmona, G. Silva
Noes: None
Absent: L. Altamirano**

16. PUBLIC HEARINGS

17. COUNCIL BUSINESS

A. INCREASE THE SCOPE OF WORK IN THE JURUPA AREA RECREATION AND PARK DISTRICT MASTER PLAN TO INCLUDE A TRAILS MASTER PLAN AND APPROVE ADDITIONAL FUNDING

Michael Flad, Assistant City Manager, presented the staff report.

A motion was made by Council Member Armando Carmona, seconded by Mayor Pro Tem Guillermo Silva, to 1) approve an increase in the scope of work in the Jurupa Area Recreation and Park District Master Plan to include a Trails Master Plan; 2) approve additional funding to Jurupa Area Recreation and Park District in the amount of \$95,000 for the Trails Master Plan; and 3) authorize the City Manager to take such further actions as may be needed to implement these approvals.

Further discussion followed regarding quantifying the maintenance costs and how those costs will be projected in the future.

**Ayes: C. Barajas, B. Berkson, A. Carmona, G. Silva
Noes: None
Absent: L. Altamirano**

18. CITY COUNCIL REQUESTS FOR FUTURE AGENDA ITEMS

There were no requests for future Agenda items.

19. CITY ATTORNEY'S REPORT

City Attorney Peter Thorson had no report.

20. COUNCIL MEMBER REPORTS AND COMMENTS

Mayor Pro Tem Guillermo Silva noted that several residents have contacted him regarding the maintenance of an SCE easement within the Sky Country community. City Manager Rod Butler indicated that he would look into this matter and get back to him.

21. ADJOURNMENT

There being no further business before the City Council, Mayor Chris Barajas adjourned the meeting at 8:21 p.m.

The next meeting of the Jurupa Valley City Council will be held October 19, 2023 at 7:00 p.m. at the City Council Chamber, 8930 Limonite Avenue, Jurupa Valley, CA 92509.

Respectfully submitted,



Victoria Wasko, CMC
City Clerk