

**MINUTES
OF THE REGULAR MEETING
OF THE JURUPA VALLEY CITY COUNCIL
October 18, 2012**

The meeting was held at the former Sam's Western Wear Building, City Council Chamber, 8930
Limonite Avenue, Jurupa Valley, CA 92509

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

- Laura Roughton, Mayor
- Verne Lauritzen, Mayor Pro-Tem
- Micheal Goodland, Council Member
- Brad Hancock, Council Member
- Frank Johnston, Council Member

Mayor Roughton called the closed session meeting to order at 6:05 p.m.

2. CLOSED SESSION

A. PUBLIC COMMENTS PERTAINING TO CLOSED SESSION ITEMS

- B. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION.** The City Council met in closed session with the City Attorney pursuant to Government Code Section 54956.9(a) with respect to the following matter of pending litigation to which the City is a defendant: "Center for Community Action and Environmental Justice v. County of Riverside; City of Jurupa Valley, et. al.," Riverside County Superior Court Case No. RIC 1112063.

- C. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A), (B) AND (C) WITH RESPECT TO ONE MATTER OF PENDING LITIGATION TO WHICH THE CITY IS A DEFENDANT AND ONE MATTER OF POTENTIAL LITIGATION.** The title of the pending litigation matter is: *Inland Empire Patients Collective vs. City of Jurupa Valley, et al.*, Riverside County Superior Court Case No. RIC 1115962. The second matter involves a conference with the City Attorney pursuant to Government Code Section 54956.9(c) with respect to one matter of potential litigation. With respect to such matter, the City Attorney has determined that a point has been reached where there is a significant exposure to litigation involving the City and City related entities based on existing facts and circumstances. With respect to such matter, the City Council will also meet pursuant to Government Code Section 54956.9(c) to decide whether to initiate litigation.
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D. CONFERENCE WITH LEGAL COUNSEL-POTENTIAL LITIGATION.
The City Council met in closed session with the City Attorney pursuant to Government Code Section 54956.9(b) and (c) with respect to a matter of potential litigation to discuss whether to initiate litigation against a certain defendant. A point has been reached where, in the opinion of the City Attorney, based on existing facts and circumstances, there is a significant exposure to litigation involving the City.

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

A. ANNOUNCEMENT OF ANY REPORTABLE ACTIONS IN CLOSED SESSION

Mayor Roughton announced that there were no reportable actions taken.

4. CALL TO ORDER AND ROLL CALL

- Laura Roughton, Mayor
- Verne Lauritzen, Mayor Pro-Tem
- Micheal Goodland, Council Member
- Brad Hancock, Council Member
- Frank Johnston, Council Member

Mayor Roughton called the regular meeting to order at 7:00 p.m.

5. INVOCATION was given by Abbot Sachai and Monk Peter from the Orthodox Buddhist Meditation Center.

6. PLEDGE OF ALLEGIANCE was led by Mayor Roughton.

7. INTRODUCTIONS, ACKNOWLEDGEMENTS, PRELIMINARY CITY COUNCIL COMMENTS

Council Member Johnston had no preliminary comments.

Council Member Hancock thanked Abbot Sachai and Monk Peter for offering the opening prayer.

Council Member Goodland had no preliminary comments.

Mayor Pro Tem Lauritzen reported that at last Tuesday's County Board of Supervisor's meeting, the Board discussed the value of the County's membership in the California State Association of Counties (CSAC) in light of their recent opposition to Assembly Bill 1098 which would have restored vital vehicle license fee revenue to the City of Jurupa Valley. As the result of an opposition letter from CSAC, the Governor vetoed the legislation. At the Board of Supervisor's meeting, Mayor Roughton testified as to the immediate effect that the veto has had on the City of Jurupa Valley. He commended Mayor Roughton for speaking so articulately about the facts of this issue and for being an

outstanding advocate for the City. He requested that City staff look into Dr. Butchko's building improvements at his veterinarian practice on Mission Boulevard, stating that he has put significant time and money into this project and it seems to have stalled.

Mayor Roughton thanked Mayor Pro Tem Lauritzen for his comments, stating that she was happy to represent the City at the Board of Supervisor's meeting and have the opportunity to stand up for Jurupa Valley.

8. APPROVAL OF AGENDA

A motion was made by Council Member Johnston, seconded by Council Member Goodland, to approve the Agenda.

Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None

9. PRESENTATIONS

A. RECOGNITION OF WINNERS OF THE CITY SEAL DESIGN COMPETITION

Mayor Roughton presented the winners of the City Seal Design Competition with a proclamation and commemorative poster that included a graphic of each winning seal design which was incorporated into the official City seal. Deborah Lewis, Robert Hemminger, and John Dillard thanked the Council for their recognition. Maria Casas was unable to attend the meeting.

B. RECOGNITION OF THE CITY SEAL DESIGN COMMITTEE

Mayor Roughton presented the members of the City Seal Design Committee with a proclamation expressing appreciation for their service on the committee. Robert Craig, Terri Rollings, and Forest Trowbridge were recognized for their valuable service to the City. Robert Hernandez and Diana Leja were unable to attend the meeting.

C. PRESENTATION – VETERAN'S DAY CELEBRATION AT FLABOB AIRPORT

Mayor Roughton read aloud a proclamation proclaiming November 10, 2012 as Veteran's Day at Flabob Airport. Bill Sawin and Kathy Rohm expressed appreciation for the Council's recognition and gave a brief presentation on Flabob Airport's Annual Veteran's Day Celebration Event.

Council Member Johnston announced that on November 11, the City will unveil the military banner program at VFW Post 10267, 8607 Mission Boulevard, at 2:00 p.m. All are welcome.

D. PRESENTATION - SHERIFF'S DEPARTMENT UPDATE

Lieutenant Mark Krikava gave a Sheriff's Department update. Captain Dan Feltenberger provided additional information and responded to Council's questions.

10. PUBLIC APPEARANCE/COMMENTS

Mayor Roughton welcomed and introduced County Board of Supervisor John Tavaglione and his wife Jan who were seated in the audience.

Kim Jarrell Johnson spoke regarding the following matters: 1) she advised that a lot of effort has gone into the process of allowing people to donate to the City of Jurupa Valley to help the City out of their financial bind. She displayed the first receipt book, announcing that checks may be made payable to the Jurupa Valley Community Foundation - "Save Jurupa Valley." 2) She requested that all election campaign statements be posted on the City's website. (Linda Wingard donated her time to Ms. Johnson).

Rebecca Ludwig gave a check in the amount of \$300 to Kim Johnson for the "Save Jurupa Valley" cause, stating that she will try to obtain additional donations. She discussed the Rubidoux Child Development Center on Riverview Drive, voicing concerns that the environmental documents did not reference the electrical transformers that are located behind the facility nor has there been a license taken out to run the day care center. (Lee Tanner donated his time to Ms. Ludwig).

David Barnes requested that the City Council honor the City's veterans and remember those who made the ultimate sacrifice by proclaiming November 11, 2012 as Veteran's Day.

Paul Luna asked for a status of his request that the city assist with a cleanup effort of the canal in Rubidoux. He displayed a painting depicting the neighborhood and roadway. He requested that staff erect a sign alerting motorists that it is not a through-street.

Bonnie Ruffner asked for clarification on the Measure "P" on the November 6, 2012 ballot. She asked whether garage sale permits are required.

William Rendall spoke in support of the donation effort to save the City of Jurupa Valley. He thanked Rebecca Ludwig for her generous donation. He thanked County Board of Supervisor John Tavaglione for not posting his political signs on utility poles which encourages vandalism and tagging. He thanked all the men and women of the Sheriff's Department for their continued level of excellent service.

11. APPROVAL OF MINUTES

A. OCTOBER 4, 2012 MEETING

A motion was made by Council Member Goodland, seconded by Council Member Johnston, to approve the Minutes of the October 4, 2012 meeting.

**Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None**

12. 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 AND PAYROLL REGISTER IN THE AMOUNT OF \$380,751.01

Requested Action: That the City Council ratify the check registers dated September 28, 2012 and October 4 and 11, 2012 and the payroll register dated October 5, 2012.

A motion was made by Council Member Johnston, seconded by Council Member Hancock, to approve the Consent Calendar, with the exception of Item 12.B which was removed for further discussion.

**Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None**

13. CONSIDERATION OF ANY ITEMS REMOVED FROM THE CONSENT CALENDAR

12.B. CONSIDERATION OF CHECK REGISTER AND PAYROLL REGISTER IN THE AMOUNT OF \$380,751.01

Mayor Pro Tem Lauritzen asked that this item be removed from the Consent Calendar for further discussion.

Alan Kreimeier, Administrator Services Director, provided additional information and responded to Council's questions.

A motion was made by Mayor Pro Tem Lauritzen, seconded by Council Member Goodland, to ratify the check registers dated September 28, 2012 and October 4 and 11, 2012 and the payroll register dated October 5, 2012.

Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None

14. PUBLIC HEARING

A. PUBLIC HEARING FOR CONSIDERATION OF AN ORDINANCE ADOPTING A NEGATIVE DECLARATION AND ADOPTING ZONE CODE AMENDMENT ZCA 12-04 TO ADD NEW SECTIONS 9.10.030, (CONDITIONAL USE PERMIT REQUIREMENT FOR HEAVY INDUSTRIAL USES) AND 9.10.040, (CONDITIONAL USE PERMIT HEARING BODY DEFINED) TO TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE

Thomas Merrell, Planning Director, presented the staff report.

Mayor Roughton opened the Public Hearing.

Mayor Roughton called on the City Clerk for Proof of Publication of the Notice of Public Hearing.

Mayor Roughton called for comments and questions from any persons wishing to speak.

Betty Anderson voiced a concern that staff, the industrial developers and members of the public were supposed to meet to discuss future industrial uses, noting that members of the public have been left out of these conversations. She voiced a concern that industrial warehouses cause adverse effects to the surrounding community.

There being no further testimony, Mayor Roughton closed the public hearing.

A motion was made by Council Member Goodland, seconded by Mayor Pro Tem Lauritzen, to introduce Ordinance No. 2012-10, entitled:

AN ORDINANCE OF THE CITY OF JURUPA VALLEY, CALIFORNIA, TO ADOPT A NEGATIVE DECLARATION AND ADOPT ZONE CODE AMENDMENT ZCA 12-04 TO ADD NEW SECTIONS 9.10.030, CONDITIONAL USE PERMIT REQUIREMENT FOR HEAVY INDUSTRIAL USES, AND 9.10.040, CONDITIONAL USE PERMIT HEARING BODY DEFINED, TO TITLE 9, PLANNING AND ZONING, OF THE JURUPA VALLEY MUNICIPAL CODE

Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None

15. COUNCIL BUSINESS

A. PRESENTATION ON THE PROCESS FOR DISINCORPORATION OF A CITY BY GEORGE SPILLOTIS, EXECUTIVE OFFICER, RIVERSIDE COUNTY LOCAL AGENCY FORMATION COMMISSION (ORAL REPORT)

George Spiliotis, Executive Officer, Riverside County Local Agency Formation Commission gave a presentation on the process for disincorporation and responded to Council's questions.

County Board of Supervisor John Tavaglione discussed the City's fiscal issues, stating that he and the other Board of Supervisors are committed to do everything they can to help the City through this process. He suggested that the City Council work together with the Western Riverside Council of Governments (WRCOG) as they work on a fiscal solution. He promised to work with the new director of the California State Association of Counties (CSAC) to bring forth new legislation that they would support.

City Manager Stephen Harding provided additional information on the disincorporation process and responded to Council's questions.

By consensus, the City Council directed that this matter be brought back at the December 6, 2012 meeting.

B. APPROVAL OF AGREEMENT FOR GRAFFITI ABATEMENT SERVICES

Roy Stephenson, City Engineer, presented the staff report.

Mayor Roughton called for any public comments.

Betty Anderson provided information on the Jurupa Community Services District's graffiti abatement program.

A motion was made by Mayor Pro Tem Lauritzen, seconded by Council Member Goodland to approve an agreement with the County of Riverside Economic Development Agency for graffiti abatement services in an amount not to exceed \$20,000 for FY 2012/2013; appropriate \$20,000 from the Motor Fuel Tax Revenue Account (Gas Tax) to fund 100% of the Agreement; and authorize the City Manager to execute the Agreement.

Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None

By consensus, the Council directed staff to look into creating a volunteer program for graffiti abatement and the establishment of fines for illegal dumping.

C. AWARD OF PROFESSIONAL SERVICES AGREEMENT FOR THE GATEWAY ENTRY MONUMENT LANDSCAPE DESIGN (PROJECT NO. 12-01)

Roy Stephenson, City Engineer, presented the staff report.

Mayor Roughton called for any public comments.

Irene Salazar stated at this time, she is not supportive of the City spending \$35,000 to design a monument when that money could be used to repair potholes.

By consensus, the City Council continued this matter off calendar. Council further directed that consideration be given to local vendors under the City's purchasing authority.

D. AUTHORIZATION FOR THE CITY MANAGER TO CONTRACT FOR THE PREPARATION OF AN INITIAL STUDY FOR PROPOSED TENTATIVE TRACT MAP 36391 ("RIVERBEND") PROPOSED BY CV COMMUNITIES

Thomas Merrell, Planning Director, presented the staff report.

Mayor Roughton called for any public comments.

Betty Anderson advised that the developer's project is located adjacent to the Riverside Transmission Reliability Project and the transmission lines will run right through his property.

A motion was made by Council Member Hancock, seconded by Council Member Goodland, to authorize the City Manager to contract for the preparation of an Initial Study for the proposed Tentative Tract Map 36391 ("Riverbend") in an amount not to exceed \$60,000 to be funded entirely by the applicant's advance deposit sufficient to cover the Initial Study and City administrative costs.

Ayes:	Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes:	None
Abstained:	None

E. CONSIDERATION OF CONDITIONAL USE PERMIT NO. 1203, A PROPOSAL TO ALLOW A SHOPPING CART SALES AND SERVICE BUSINESS AND PERMIT MORE THAN 200 SQ. FT. OF OUTSIDE

**STORAGE IN THE CPS SCENIC HIGHWAY COMMERCIAL ZONE
(APPLICANT: PEGGS CO.)**

Thomas Merrell, Planning Director, presented the staff report.

A motion was made by Council Member Hancock, seconded by Mayor Pro Tem Lauritzen, to permit the decision to stand, subject to citizen appeal.

**Ayes: Goodland, Hancock, Johnston, Lauritzen, Roughton
Noes: None
Abstained: None**

**16. CITY COUNCIL MEMBER ORAL/Written REPORTS REGARDING
REGIONAL BOARDS AND COMMISSIONS**

A. MAYOR LAURA ROUGHTON

- 1. Mayor Roughton gave an update on the Ad-hoc Healthy Jurupa Valley Committee meeting of October 12, 2012.**

B. COUNCIL MEMBER BRAD HANCOCK

- 1. Council Member Hancock gave an update on the Northwest Mosquito and Vector Control District Meeting of October 18, 2012.**

C. COUNCIL MEMBER FRANK JOHNSTON

- 1. Council Member Johnston gave an update on the Riverside County Transportation Commission Meeting of October 10, 2012.**
- 2. Council Member Johnston gave an update on the Riverside Transit Agency Northwest Transportation NOW Committee Meeting on October 11, 2012.**

17. SECOND PUBLIC COMMENT PERIOD (ONLY IF NEEDED)

18. CITY ATTORNEY'S REPORT

City Attorney Peter Thorson had no report.

19. CITY MANAGER'S REPORT

City Manager Stephen Harding had no report.

20. FURTHER COUNCIL MEMBER REPORTS AND COMMENTS

Council Member Johnston had no additional comments.

Council Member Hancock advised that he would support a \$1,000 fine for illegal dumping.

Council Member Goodland reported on his attendance at the West Jurupa Valley Collaborative held at Troth Street Elementary School on October 9, 2012. The committee created guidelines for the Mission Statement.

Mayor Pro Tem Lauritzen requested that the noise ordinance analysis be brought back at the next Council meeting.

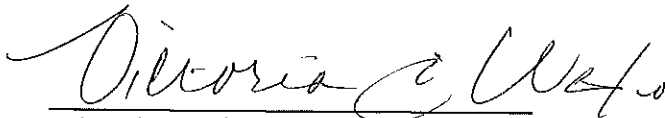
Mayor Roughton announced that the UCR School of Medicine has been granted accreditation. She congratulated Dr. Richard Olds, Dean of the School, for his vision and commitment, noting their story parallels the City of Jurupa Valley because the state would not fund them. In light of that challenge, they went out into the community and sought support from private donors. She stated that the school will be a great asset to the Inland Empire Region. On October 10, 2012, she attended the Manufactured Housing Education Trust Tour of the Silvercrest mobile home facility in Corona, stating that it was very informative. She announced that Patriot High School's "Fight Like a Warrior" fundraising effort to benefit the Susan G. Komen Foundation was very successful. She announced that Country Village will host a health fair today. Also, the great California Shakeout earthquake preparedness exercise occurred at 10:18 a.m. this morning. She encouraged citizens to attend the UCR Citizen's University Committee breakfast meetings which are very informative. The next meeting will be held October 24, 2012 at 7:15 am. Family Day in the Park will be held Saturday, October 27 from 9 am to 3 pm at Veteran's Memorial Park.

21. ADJOURNMENT

There being no further business before the City Council, Mayor Roughton adjourned the meeting at 11:09 p.m.

The next meeting of the Jurupa Valley City Council will be held November 1, 2012 at 7:00 p.m. at the former Sam's Western Wear Building, City Council Chamber, 8930 Limonite Avenue, Jurupa Valley, CA 92509.

Respectfully submitted,



Victoria Wasko, CMC
City Clerk