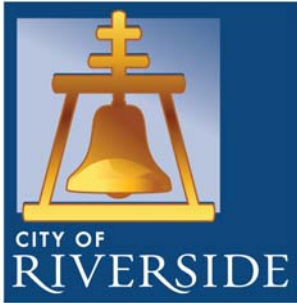


**COUNCIL/AGENCY MEMBERS**



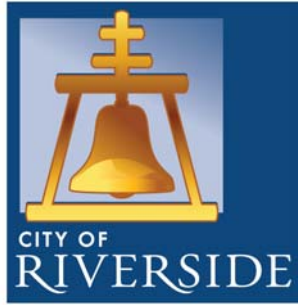
**CITY COUNCIL  
AND  
HOUSING AUTHORITY  
MINUTES**

TUESDAY, MAY 7, 2013, 11:30 A.M.  
HUNTER HOBBY PARK  
1401 IOWA AVENUE  
ART PICK COUNCIL CHAMBER  
CITY HALL  
3900 MAIN STREET

*City of Arts & Innovation*

	G A R D N E R	M E L E N D R E Z	G U T I E R R E Z	D A V I S	M A C A R T H U R	H A R T	A D A M S
WARDS	1	2	3	4	5	6	7
Roll Call:	X	X	X	A	X	X	X
Mayor Bailey called the meeting to order at 11:30 a.m. at Hunter Hobby Park with all Councilmembers present except Councilmember Davis.							
TOUR OF HUNTER HOBBY PARK STEAM RAILROAD - 1401 IOWA The City Council toured Hunter Hobby Park Steam Railroad. No formal action was required or taken.							
RECESS The City Council recessed at 12:45 p.m. and reconvened at 3 p.m. in the Art Pick Council Chamber with all Councilmembers present and Mayor Bailey presiding.				X			
<u>PUBLIC HEARINGS</u>  CASES P12-0419, P12-0557, P12-0558, AND P12-0559 - GENERAL PLAN AMENDMENT, CONDITIONAL USE PERMIT, AND DESIGN REVIEW - 360 ALESSANDRO - ORDINANCE INTRODUCED - RESOLUTION Hearing was called to consider a proposal by Stantec Architects on behalf of Frontier Real Estate Investments to construct a 3,858-square-foot single-story building with a two-lane drive-thru for a financial institution (Chase Bank) on an approximately .88-acre site currently developed with a telephone switching facility, located at 360 Alessandro Boulevard. No one spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) determined the proposed project will not have a significant effect on the environment based upon the findings and mitigation measures set forth in the case record and adopted a Mitigated Negative Declaration; (2) adopted the Mitigation Monitoring and Reporting Program (MMRP) pursuant to Section 21081.6 of California Environmental Quality Act (CEQA); (3) approved Cases P12-0419 (General Plan Amendment), P12-0557 (Rezoning), P12-0558 (Conditional Use Permit), and P12-0559 (Design Review) based on and subject to the Planning Commission findings and recommended conditions as outlined in the written staff report; (4) introduced the appropriate rezoning ordinance; and (5) adopted a resolution amending the General Plan 2025; whereupon, an ordinance entitled "An Ordinance of the City of Riverside, California, Amending the Zoning Map of the City of Riverside Pursuant to Chapter 19.090 of the Riverside Municipal Code by Rezoning Land From Zone RE to Zone O, was presented and introduced; and whereupon, the title having been read and further reading waived, Resolution No. 22525 of the City Council of Riverside, California, Amending the Land Use Element of the							

**COUNCIL/AGENCY MEMBERS**



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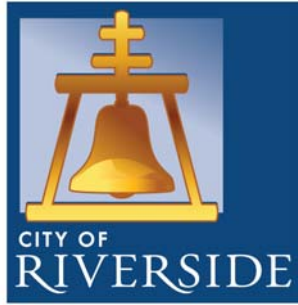
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1	2	3	4	5	6	7

	WARDS	1	2	3	4	5	6	7
<p>Riverside General Plan as to an Approximately 0.88 Acre Parcel Located on the Northwesterly Corner of Mission Grove Parkway and Alessandro Boulevard, was presented and adopted.</p> <p>Councilmember Gutierrez disqualified himself from participating in the following two items as he is a member of the Board of Directors for Habitat for Humanity and left the dais.</p> <p><b>HOUSING AND URBAN DEVELOPMENT 2013-14 ANNUAL ACTION PLAN - SUPPLEMENTAL APPROPRIATIONS</b> Hearing was called to consider (1) funding recommendations for the City of Riverside Housing and Urban Development (HUD) Annual Action Plan (Plan) for Program Year 2013-2014 and (2) to approve the Plan with the recommendations for the allocation and expenditure of Federal entitlement funding for the Community Development Block Grant (CDBG), Emergency Shelter Grant (ESG), HOME Investment Partnerships Program (HOME), and Housing Opportunities for Persons with AIDS (HOPWA). Five people spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) adopted the HUD 2013-14 Annual Action Plan for expenditure of CDBG, ESG, HOME, and HOPWA funds; (2) authorized the staff to finalize the Plan and submit it to HUD; (3) authorized and approved the preparation of the standard CDBG, ESG, HOME, and HOPWA Agreements with the City's grantees; (4) authorized the City Manager, or his designee, to execute the HUD grant agreements for the CDBG, ESG, HOME, and HOPWA programs and the agreements with the City's grantees; and (5) authorized appropriation of funds for City Departments receiving funding to the appropriate accounts established by the Finance Division.</p> <p><b>JOINT ITEM WITH HOUSING AUTHORITY - SEIZING OUR DESTINY - AGREEMENT - AFFORDABLE SINGLE-FAMILY HOUSING - ELEVENTH/OTTAWA - FUNDS TRANSFER</b> Hearing was called to consider conveying land located at the northeast corner of Eleventh Street and Ottawa Avenue, allocating \$150,000 of Federal HOME Investment Partnerships Program (HOME) funds, and approving a Disposition and Development Agreement (DDA) with Habitat for Humanity Riverside for development of three affordable single-family houses. One person spoke on the matter. The public hearing was officially closed. Following discussion, the City Council approved the City Council Development Committee recommendations to authorize (1) the City Manager, or his designee, to execute a DDA between the City, Housing Authority, and Habitat for Humanity Riverside for the development of three</p>	<p>Motion Second All Ayes</p> <p>Motion Second All Ayes</p>			X	X			

**COUNCIL/AGENCY MEMBERS**



**CITY COUNCIL  
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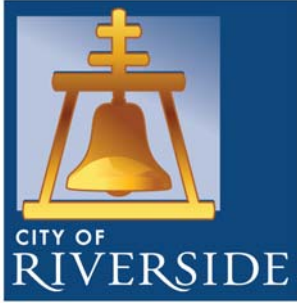
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1	2	3	4	5	6	7

	WARDS	1	2	3	4	5	6	7
<p>single-family houses at the northeast corner of Eleventh Street and Ottawa Avenue, APN 221-063-028, and to make any non-substantive changes as necessary to implement the DDA; and (2) the transfer of \$150,000 from the CHDO Projects Account 2835200-453135 to the Eleventh and Ottawa SF Development Account 2835200-453224 to provide funding to Habitat for development of three affordable single-family houses at APN 221-063-028 as set forth in the DDA.</p> <p>The Housing authority approved the City Council Development Committee recommendation to authorize the Executive Director, or his designee, to execute a DDA between the City, Housing Authority, and Habitat for Humanity Riverside for development of three single-family houses at the northeast corner of Eleventh Street and Ottawa Avenue, APN 221-063-028.</p> <p>Councilmember Gutierrez returned to the meeting at this time.</p> <p><b>CASE P13-0036 - ZONING CODE TEXT AMENDMENT - TEMPORARY USES - ORDINANCE INTRODUCED</b> Hearing was called to consider a proposal by the City of Riverside to amend the Zoning Code to modify the Temporary Use Permit (TUP) section including, but not limited to, simplifying procedural measures for commonly low impact temporary uses through the creation of a "Minor" Temporary Use Permit process, modifying annual duration and number of events for some temporary uses, creating provisions for entertainment on a specified limited trial basis under a TUP, and providing the Zoning Administrator with more interpretive authority for temporary uses not specifically defined. No one spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) determined that the proposal is exempt from the California Environmental Quality Act (CEQA) review pursuant to Section 15060(c)(2) and Section 15061(b)(3); (2) approved Case P13-0036 (Zoning Code Text Amendment) based on the findings as outlined in the written staff report and subject to the recommended conditions; and (3) introduced the appropriate ordinance; whereupon, an ordinance entitled "An Ordinance of the City of Riverside, California, to Amend Chapter 19.740, Temporary Use Permit, and Chapter 19.150, Table 19.150.020 (C), Temporary Uses Table, of the Riverside Municipal Code, was presented and introduced.</p> <p><b>ORAL COMMUNICATIONS FROM THE AUDIENCE</b> Marlene Mossestad spoke regarding Brockton Avenue.</p>								
Motion Second All Ayes		X						
Motion Second All Ayes		X						
				X				
Motion Second All Ayes		X						X

**COUNCIL/AGENCY MEMBERS**



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G A R D N E R	M E L E N D R E Z	G U T I E R R E Z	D A V I S	M A C A R T H U R	H A R T	A D A M S
1	2	3	4	5	6	7

WARDS

CLOSED SESSIONS

The City Council recessed to the City Council Board Room for closed sessions pursuant to Government Code (1) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning two cases of anticipated litigation; (2) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Marcus Smail v. City of Riverside, WCAB Claim Nos: ADJ 7999505; 2064721; (4) §54957 for performance evaluations of City Manager, City Attorney, and City Clerk; and (5) §54957.6 to review the City Council's position and instruct designated representatives regarding salaries, salary schedules, or compensation paid in the form of fringe benefits of all Executive Management employees, all Management and Confidential employees as defined by PERS, Fire Management Unit, Riverside City Firefighters Association, Riverside Police Officers Association (Police and Police Supervisory Units), Service Employees International Union #721, International Brotherhood of Electrical Workers #47, and Riverside Police Administrators Association.

The closed session pursuant to Government Code §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Inland Empire Patient's Health and Wellness Center, Inc., et al., Riverside Superior Court Case No. RIC 10009872; 4th Appellate District Case No. E052400, Supreme Court Case No. S198638 was not held.

RECESS

The City Council recessed at 5:34 p.m. and reconvened at 6:15 p.m. in the Art Pick Council Chamber with Mayor Bailey presiding and all Councilmembers present.

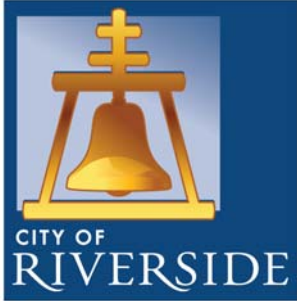
PRESENTATION

Mayor Bailey presented a Proclamation to Police Chief Diaz for Peace Officer Memorial month and a presentation was made by Courtney Christiansen recognizing her grandfather Leonard Christiansen, a 1971 fallen Riverside Police Officer.

The Invocation was given by Councilmember Adams.

Boy Scout Troop 16 presented the Colors and led the Pledge of Allegiance to the Flag.

**COUNCIL/AGENCY MEMBERS**



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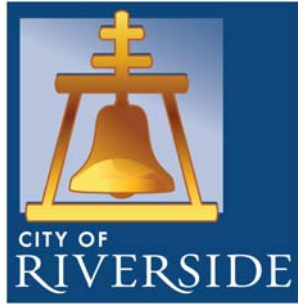
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GARDNER	MELNDRIZ	GUTIERREZ	DAVIS	MARTHUR	HART	ADAMS
1	2	3	4	5	6	7

WARDS

<p><u>PRESENTATIONS</u></p> <p>Mayor Bailey called upon Riverside Christian High School Student Leader Andrew Dinunzio who introduced the Race for Space Program.</p> <p>Mayor Bailey called upon Arlington Business Partnership Chili Cook-Off Chairman Enrique Martinez who announced the Chili Cook-off scheduled for May 25, 2013.</p> <p><u>ECONOMIC SUCCESS REPORT</u> Councilmember Adams reported on the Riverside City Family.</p> <p><u>DISCUSSION CALENDAR</u></p> <p><u>AMERICAN PUBLIC POWER ASSOCIATIONS ENERGY INNOVATOR AWARD</u> Following discussion and without formal motion, the City Council received and ordered filed the update on Riverside Public Utilities receipt of the American Public Power Associations Energy Innovator Award for "In-Pipe Hydro Turbine", California Municipal Utilities Association awards for Whole House Program and Green Power Report radio show, and California Association for Local Economic Development award for small business direct installation programs.</p> <p><u>FISCAL IMPACT OF MEASURE A</u> Following discussion and without formal motion, the City Council received and ordered filed the report on the fiscal impact if Riverside Local Services and Clean Water Measure (Measure A) is not approved by voters.</p> <p><u>ORAL COMMUNICATIONS FROM THE AUDIENCE</u> Scott Simpson and Vivian Moreno spoke regarding Measure A. Kevin Dawson spoke regarding Measure A, the Consent Calendar, and outside legal counsel. Raychel Sterling spoke regarding Measure A, the Utility Users Tax, and the Electric Reliability Fund. Dvonne Pitruzzello spoke regarding Measure A and the City Council Finance Committee. Karen Wright spoke regarding candidate forums, the Consent Calendar, and Measure A.</p> <p><u>CONSENT CALENDAR</u> The following items were approved by one motion affirming the actions appropriate to each item.</p>	<p>Motion Second All Ayes</p>					X	X
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**COUNCIL/AGENCY MEMBERS**



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1	2	3	4	5	6	7

WARDS

**REIMBURSEMENT - CODE ENFORCEMENT - 1832 NINTH - SUPPLEMENTAL APPROPRIATION**

The City Council (1) accepted \$5,000 in reimbursement for costs and attorney's fees associated with code enforcement action and rehabilitation of 1832 Ninth Street; and (2) increased revenues and appropriated expenditures in the amount of \$5,000 to Special Program Account 1300000-450242.

**REIMBURSEMENT - CODE ENFORCEMENT - 9422 HAWTHORNE - SUPPLEMENTAL APPROPRIATION**

The City Council (1) accepted \$1,100 in reimbursement for costs and attorney's fees associated with code enforcement action and rehabilitation of 9422 Hawthorne Avenue; and (2) increased revenues and appropriated expenditures in the amount of \$5,000 to Special Program Account 1300000-450242.

**REIMBURSEMENT - CODE ENFORCEMENT - 6317 BROCKTON - SUPPLEMENTAL APPROPRIATION**

The City Council (1) accepted \$1,439.74 in reimbursement for costs and attorney's fees associated with code enforcement action and rehabilitation of 6317 Brockton Avenue; and (2) increased revenues and appropriated expenditures in the amount of \$1,439.74 to Special Program Account 1300000-450242.

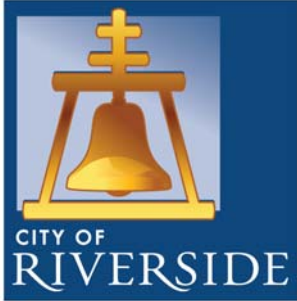
**MINUTES**

The Minutes of the City Council Meetings of April 22 and 23, 2013, were approved as presented.

**GENERAL PLAN MAINTENANCE AND UPDATE - ORDINANCE ADOPTED**

The City Council adopted an ordinance amending Riverside Municipal Code Chapter 3.30.030(A) IV, Community Development-Planning, regarding Item No. 2787 "General Plan Maintenance and Update"; whereupon, the title having been read and further reading waived, Ordinance No. 7208 of the City of Riverside, California, Amending Section 3.30.030 of the Riverside Municipal Code to Specify that General Plan Surcharge Funds May be Used for Implementation of the General Plan Including Specific Plans, Zoning Code Amendments and Related Activities, was presented and adopted.

**COUNCIL/AGENCY MEMBERS**



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G A R D N E R	M E L E N D R E Z	G U T I E R R E Z	D A V I S	M A C A R T H U R	H A R T	A D A M S
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WARDS

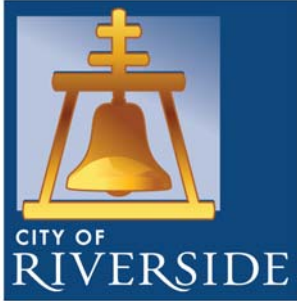
**SEIZING OUR DESTINY - COOPERATIVE AGREEMENT - URBAN COMMUNITY ACTION PROJECTS**  
The City Council (1) terminated the Riverside Access Center Cooperative Agreement with Path of Life Ministries for on-site medical services; (2) approved the Riverside Access Center Cooperative Agreement with Urban Community Action Projects (UCAP) to provide on-site medical services for the homeless and households at-risk of becoming homeless in the City; and (3) authorized the City Manager, or his designee, to execute the agreement and all related documents on behalf of the City and make minor non-substantive changes as deemed necessary to implement the agreement.

**2012 ASSISTANCE TO FIREFIGHTERS GRANT - SUPPLEMENTAL APPROPRIATION**  
The City Council (1) accepted grant funds in the amount of \$459,957 from the 2012 Assistance to Firefighter's Grant award from the Department of Homeland Security for radio equipment and California Incident Command Certification System training; (2) authorized an increase in estimated revenues in the amount of \$459,957 to an account as established by the Finance Department and appropriated expenditures in the amount of \$574,946 which includes the City's required 20 percent match; and (3) approved a supplemental appropriation in the amount of \$114,989 from General Fund reserves for the City's 20 percent required matching funds towards the purchase of equipment and training.

**DONATION - CANYON STEEL FABRICATORS, INC. - BOAT MOTOR STAND**  
The City Council (1) accepted the donation by Canyon Steel Fabricators, Inc., of a steel boat motor stand for Fire Department water rescue cache use; and (2) directed the Fire Chief to send a letter of appreciation to Tom Baggett, owner of Canyon Steel Fabricators, Inc.

**DONATION - ANTONIO M. GARCIA - 1999 FREIGHTLINER FLD SEMI-TRUCK TRACTOR**  
The City Council (1) accepted a donation from Antonio M. Garcia of a 1999 Freightliner FLD Semi-Truck Tractor, VIN 1FUYDSEBOXLB45413, for Fire Department auto extrication training purposes; and (2) directed the Fire Chief to send a letter of appreciation to Mr. Garcia.

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WARDS

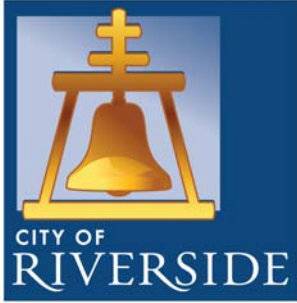
**DONATIONS - RIVERSIDE PUBLIC LIBRARY FOUNDATION - CHECK IT OUT CAMPAIGN - SUPPLEMENTAL APPROPRIATION**  
The City Council authorized (1) the acceptance of gifts in the amount of \$33,112,82 and \$1,000, respectively, from the Riverside Library Foundation for purchase of e-books, creation of job search center, providing senior space and services, and 2013 Big Bank Exhibit; and (2) an appropriation of donated Library Gift Funds in the amount of \$34,112.82 to Library Expenditure Account 5145000-450201 with an offsetting increase in revenue for funds to be transferred from Library Gift Fund Account 0000722-225401.

**AGREEMENT - 2013 SUMMER LUNCH PROGRAM - RESOLUTION - SUPPLEMENTAL APPROPRIATION**  
The City Council (1) authorized the City Manager, or his designee, to execute all California Department of Education grant application documents necessary for approval and make non-substantive changes in documents; (2) authorized the City Manager, or his designee, to execute the Summer Food Services Agreement with Riverside Unified School District (RUSD) to continue to provide meals associated with the 2013 Summer Food Program contingent upon receipt of the grant from the State of California; (3) adopted a resolution waiving Purchasing Resolution 21182; (4) authorized the Purchasing Services Manager to issue a Purchase Order in the amount of \$211,769.25 to RUSD which includes the cost of \$2.85 per meal; and (5) upon grant award, authorized a supplemental appropriation in the amount of \$253,566 to be offset by expenditures in the same amount into an account number as assigned by the Finance Department for the 2013 Summer Food Program; whereupon, the title having been read and further reading waived, Resolution No. 22526 of the City Council of Riverside, California, (1) Waiving the Competitive Procurement Requirements of Resolution No. 21182 to Contract with the Riverside Unified School District to Provide Lunches for the 2013 Summer Food Program; and (2) Authorizing the Purchasing Services Manager to Issue a Purchase Order in an Amount Not to Exceed \$211,769.25 for Such Procurement, was presented and adopted.

**BID 7147 - POLICE UNMARKED VEHICLE REPLACEMENT**  
The City Council awarded Bid 7147 to Fritts Ford, Riverside, for \$98,552.99 for five 2013 Ford Fusion SE 4-door sedans to replace Police Department unmarked vehicles.

**MAGNOLIA PLACE SHOPPING CENTER - 10540 MAGNOLIA**  
The City Council authorized Police Department use of 3,000-square-feet of vacant office space at the Magnolia Place Shopping Center located at

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WARDS

10540 Magnolia Avenue for defensive tactics training and the youth Judo Club.

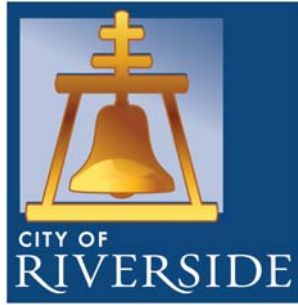
**POLICE CANINE REPLACEMENT - SUPPLEMENTAL APPROPRIATION**  
The City Council (1) authorized an appropriation of donated Canine Replacement funds in the amount of \$19,752.82 to Police Department Expenditure Account 3195000-462200 from Canine Trust Account 0000720-225140; and (2) approved the purchase and required handler training of the new Police Dog in accordance with Purchasing Resolution 201(c) from Alderhorst International, Inc.

**SELECTIVE TRAFFIC ENFORCEMENT PROGRAM - SUPPLEMENTAL APPROPRIATION**  
The City Council authorized (1) acceptance of additional State of California Office of Traffic Safety (OTS) grant funds in the amount of \$14,645 for Selective Traffic Enforcement Program (STEP) equipment, supplies, educational training, and distracted driver and traffic enforcement operations; (2) an increase in revenues in the amount of \$14,645 to OTS STEP Grant Account 9146110-331100 and appropriated expenditures in the same amount to OTS STEP Grant Account 9146110-440110; and (3) the City Manager, or his designee, to execute all the necessary grant agreement documents, accept the assurances and certifications, and make non-substantive changes in documents associated with the grant.

**POLICE HANDHELD ELECTRONIC RECEIVER AND DIRECTION FINDER - SUPPLEMENTAL APPROPRIATION**  
The City Council approved purchase of an electronic countermeasure handheld receiver and direction finder in the amount of \$195,847.20 from Rohde & Schwarz USA, Inc., Columbia, Maryland, in accordance with Purchasing Resolution 21182 Section 201(h).

**NORTH AMERICAN STANDARDS BOARD BASE CONTRACT**  
The City Council (1) approved the North American Standards Board Base (NAESB) Contract with BP Energy Company for use in procuring natural gas sales and purchases under the terms and conditions stated therein; (2) authorized the City Manager, or his designee, to execute the individual enabling agreements, with additional counterparties meeting Riverside's credit criteria, incorporating the terms and conditions of the 2006 NAESB Base Contract, subject to review and approval by the City Attorney's Office; and (3) authorized the Public Utilities General Manager, or his designee, to execute subsequent transaction confirmation agreements for sales and purchases of natural gas, subject to the terms and conditions of individual

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WARDS

2006 NAESB enabling agreements and consistent with the City Council approved Energy Risk Management Policy.

**SPEED LIMIT ZONE - JURUPA/VAN BUREN/RUTLAND - ORDINANCE ADOPTED**

The City Council adopted an ordinance to establish a 40-Mile-Per-Hour speed limit zone on Jurupa Avenue from Van Buren Boulevard to Rutland Avenue; whereupon, the title having been read and further reading waived, Ordinance No. 7209 of the City of Riverside, California, Amending Section 10.76.010 of the Riverside Municipal Code Designating the Prima Facie Speed Limits for Streets and Portions Thereof in Accordance with the Provisions of Sections 10.20.020 and 10.20.030, was presented and adopted.

**BID 7137 - WHEELCHAIR RAMP CONSTRUCTION**

The City Council awarded Bid 7137 to Carvajal Trucking and Tractor, Inc., Diamond Bar, for \$183,637.20 for construction of 40 wheelchair ramps and reconstruction of 25 non-conforming wheelchair ramps at various locations throughout the City.

**MAYOR/COUNCILMEMBER COMMUNICATIONS**

**LEGISLATIVE REPORTS**

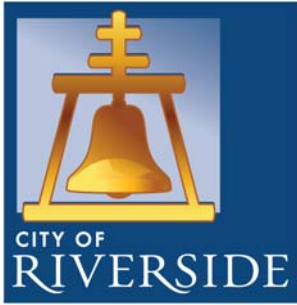
There was nothing to report on the CA Cities Advocate dated April 26, 2013, the State Budget, and Redevelopment.

**BRIEF STATUS REPORTS FOR REGIONAL ORGANIZATIONS, CONFERENCES, SEMINARS, AND MEETINGS ATTENDED BY MAYOR AND CITY COUNCIL - ANNOUNCEMENTS**

Mayor Bailey reported on Mayor's Night Out to be held at the Stratton Community Center.

**CITY ATTORNEY REPORT ON CLOSED SESSIONS**

The City Attorney announced that the City Council authorized the City Attorney to initiate litigation relative to the closed session pursuant to Government Code §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation. Once litigation is formally commenced, the names of the defendants and other particulars will be disclosed to any person upon inquiry, unless to do so would jeopardize the City's ability to effectuate service of process on one or more unserved parties, or that to do so would jeopardize the City's ability to conclude existing settlement negotiations to its advantage. There were no reportable actions taken on the remaining closed sessions.



*City of Arts & Innovation*

**CITY COUNCIL  
AND  
HOUSING AUTHORITY  
MINUTES**

TUESDAY, MAY 7, 2013, 11:30 A.M.  
HUNTER HOBBY PARK  
1401 IOWA AVENUE  
ART PICK COUNCIL CHAMBER  
CITY HALL  
3900 MAIN STREET

**COUNCIL/AGENCY  
MEMBERS**

G A R D N E R	M E L E N D R E Z	G U T I E R R E Z	D A V I S	M A C A R T H U R	H A R T	A D A M S
1	2	3	4	5	6	7

WARDS

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION  
There was nothing requested for future consideration at this time.

The City Council adjourned at 9:17 p.m.

Respectfully submitted,

COLLEEN J. NICOL  
City Clerk