



City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, AUGUST 4, 2020, 1 P.M.

VIRTUAL MEETING
TELEPHONE PUBLIC COMMENT

PRESENT: Mayor Bailey and Councilmembers Edwards, Melendrez, Fierro, Conder, Perry, and Hemenway, and Councilwoman Plascencia

ABSENT: None

Mayor Bailey convened the meeting at 1 p.m.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Aurora Chavez spoke regarding illegal fireworks and the Janet Goeske Cooling Center.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

The City Council received an update on intergovernmental relations and legislation.

CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM CHALLENGE/FINANCIAL SOLVENCY UPDATE

The California Public Employees Retirement System challenge/financial solvency update was not held.

HOMELESS SOLUTIONS UPDATE

The City Council received an update on homeless solutions.

HEALTH, SAFETY, AND SECURITY UPDATES

The City Council received an update on health, safety, and security.

RULES AND REGULATIONS CREATED OR SUSPENDED

The rules and regulations created or suspended update was not held.

DISCUSSION CALENDAR

RENEWABLE RESOURCE MANAGEMENT PLAN

This item was removed from the agenda.

PUBLIC MEETINGS AND PUBLIC RECORDS - ORDINANCE INTRODUCED

Following discussion, it was moved by Councilmember Edwards and seconded by Councilmember Fierro to introduce an Ordinance amending Title 4 of the Riverside



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Municipal Code (Sunshine Ordinance) to (1) provide that prior to consideration of matters added to the agenda by three elected officials subsequent to the twelve-day publication, four affirmative votes of the City Council are required finding that the documentation provided meets the test of "urgency"; (2) provide that the Mayor or a majority of members of the City Council may call a special meeting with less than five days' notice in conformance with the Brown Act; (3) correct a typographical error by removing the final word "time"; (4) extend the ability to excuse Sunshine Notice requirements to all local bodies for items continued from a prior regularly noticed meeting; and (5) incorporate provisions for adding items and materials to special meeting agendas.

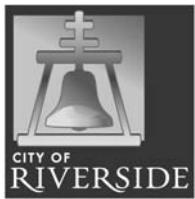
Following further discussion, a substitute motion was made by Councilmember Melendrez and seconded by Councilmember Conder to approve the City Council Inclusiveness, Community Engagement, and Governmental Processes Committee recommendation to (1) provide that prior to consideration of matters added to the agenda by three elected officials subsequent to the twelve-day publication, five affirmative votes of the City Council with a full quorum present and four affirmative votes if less than a full quorum are required finding that the documentation provided meets the test of "urgency"; (2) provide that the Mayor or a majority of members of the City Council may call a special meeting with less than five days' notice in conformance with the Brown Act; (3) correct a typographical error by removing the final word "time"; (4) extend the ability to excuse Sunshine Notice requirements to all local bodies for items continued from a prior regularly noticed meeting; and (5) incorporate provisions for adding items and materials to special meeting agendas. The motion failed with Councilmembers Melendrez, Conder, and Perry voting aye and Councilmembers Edwards, Fierro, and Hemenway, and Councilwomen Plascencia voting no.

Subsequently, the original motion carried unanimously.

Whereupon, an Ordinance entitled "An Ordinance of the City of Riverside, California, Amending Sections 4.05.050 and 4.05.060 of the Riverside Municipal Code - Public Meetings and Public Records," was presented and introduced.

RIVERSIDE PUBLIC UTILITIES ELECTRIC AND WATER FUNDS AUDIT

Following discussion, it was moved by Councilmember Melendrez and seconded by Councilmember Fierro to receive and order filed the Eadie and Payne, LLC, audit findings



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for the Riverside Public Utilities Electric and Water Funds Audit. The motion carried unanimously.

IMPLEMENT HEIGHTENED PROTECTIVE MEASURES FOR FRONTLINE HEALTHCARE WORKERS AND THE GENERAL PUBLIC DUE TO COVID-19 -RESOLUTION

This item was removed from the agenda.

CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Raymond Nichols, et al. v. City of Riverside, et al. USDC Case No.: EDCV 14-00364-JGB (SPx); (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Stephen Warlick v. City of Riverside, WCAB Claim No: ADJ 10913949; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Russell Shubert v. City of Riverside, WCAB Claim No: 190046; (4) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (5) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (6) §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 including the City Attorney and City Clerk, 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; and (7) §54957 for performance evaluation of the City Clerk.

RECESS

The City Council recessed at 5:06 p.m. and reconvened at 6:15 p.m. with Mayor Bailey presiding and all Councilmembers present.

The Invocation was given by Councilmember Conder.

Mayor Bailey announced the missing Marines and sailors involved in an accident included Corporal Cesar A. Villanueva from Riverside and Private First Class Bryan J. Baltierra from Corona. The others involved are Lance Corporal Marco A Barranco, Private First Class Evan A. Beth, U.S Navy Hospital Corpsman Christopher Gnem, Private First Class



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Jack Ryan Ostrovsky, Corporal Wesley A. Rodd, and Lance Corporal Chase D. Sweetwood.

Mayor Bailey led the Pledge of Allegiance to the Flag.

FIRE DEPARTMENT UPDATE

The City Council received an update on Riverside Fire Department staff assisting with fire suppression locally and out of State.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Maribou Nunez spoke regarding the Coronavirus Aid, Relief, and Economic Security Act funding. Errol Kashowitz spoke regarding Shamel Park swimming pool.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Mayor Bailey reported on Western Riverside Council of Governments. Councilmember Perry reported on Love Riverside, the Mask Up Riverside promotion, and the COVID walk-in testing center at Bryant Park. Councilmember Edwards reported on virtual office hours.

CONSENT CALENDAR

It was moved by Councilmember Hemenway and seconded by Councilmember Perry to approve the Consent Calendar as presented affirming the actions appropriate to each item. The motion carried unanimously.

CITY COUNCIL STANDING COMMITTEE NAMES - ORDINANCE INTRODUCED

The City Council introduced an Ordinance amending the Riverside Municipal Code to change City Council Standing Committee names; whereupon an Ordinance entitled "An Ordinance of the City of Riverside, California, Amending Sections 2.78.110, 3.18.030, 5.15.145, 5.28.050, 5.32.120, 5.40.185, 5.52.050, 5.66.010, 5.66.060, 6.04.055, 9.20.200, 9.20.220, 9.40.120, 9.42.080, 16.32.170 and 20.50.010 of the Riverside Municipal Code to Change the Council Committee Names," was presented and introduced.

BOARD AND COMMISSION APPOINTMENT

The Mayor and City Council appointed Ashton Davis to the Ward 5 seat on the Human Relations Commission for a term ending March 1, 2023.



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The minutes of the meetings of July 10, 14, and 21, 2020, were approved as presented.

REVIEW OF BOARDS AND COMMISSIONS

The City Council received and ordered filed the City Council Inclusiveness, Community Engagement, and Governmental Processes Committee review of the existing City boards and commissions.

AGREEMENT - PRIORITY BASED BUDGETING SOFTWARE

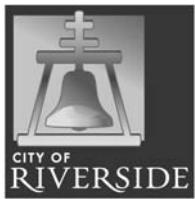
The City Council (1) approved a Professional Services and License Agreement for priority-based budgeting software with Resource Exploration, LLC, in an amount not-to-exceed \$300,000 for a four-year term; and (2) authorized the City Manager, or their designee, to execute the agreement and any additional documentation to effectuate this agreement and the ability to make minor non-substantial changes.

SURPLUS PROPERTY DECLARATION - 10302 WELLS AND 4760 TYLER

The City Council (1) declared as surplus the property located at 4760 Tyler Street, a 16,500-square-foot land site bearing Assessor Parcel Number 147-251-019; (2) declared as surplus the property located at 10302 Wells Avenue, a 6,462-square-foot vacant land site bearing Assessor Parcel Number 147-251-005; and (3) authorized the marketing and sale of the properties located 4760 Tyler Street and 10302 Wells Avenue pursuant to Assembly Bill 1486 and in accordance with the City's Administrative Manual Policy No. 08.003.00 for the Disposition and Sale of City-Owned Real Property.

CASE P20-0068 - ZONING CODE AMENDMENT - ACCESSORY DWELLING UNITS, FAMILY DAY CARE HOMES, AND TINY HOMES - ORDINANCE ADOPTED

The City Council adopted an Ordinance amending the Riverside Municipal Code to update accessory dwelling unit and family day care homes provisions to comply with State legislation and tiny home provisions to facilitate housing; whereupon, the title having been read and further waived, Ordinance No. 7528 of the City Council of the City of Riverside, California, Amending Sections 19.080.070, 19.100.010, 19.100.030, 19.100.070, 19.210.020, 19.210.050, 19.240.040, 19.340.020, 19.340.030, 19.350.040, 19.405.030, 19.442.010, 19.442.020, 19.443.030, 19.440.030, 19.580.060, 19.640.040, 19.710.020, 19.780.040, 19.910.050, 19.910.070, 19.910.140, 19.910.200, 19.910.210, and Tables 19.150.020.A, 19.150.020.B, 19.150.020.C, 19.210.040, 19.580.060, 19.650.020, and Removing in Their Entirety Sections 19.470.010, 19.470.020, 19.470.030, 19.470.040, 19.860.010 and 19.860.020 of the Riverside Municipal Code, was presented and adopted.



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SIDEWALK VENDORS AND REGULATION OF FOOD FACILITIES - ORDINANCE ADOPTED

The City Council adopted an ordinance amending Chapters 5.38 and 6.08 of the Riverside Municipal Code regarding sidewalk vendors and regulation of food facilities to comply with State Law; whereupon, the title having been read and further reading waived, Ordinance No. 7529 of the City of Riverside, California, Amending Sections 5.38.020, 5.38.115, 5.38.130 and 6.08.010 of the Riverside Municipal Code, was presented and adopted.

BID 7754 - URBAN SEARCH AND RESCUE TRUCK

The City Council (1) awarded Bid 7754 to Fritts Ford, of Riverside, California, for purchase of a Fire/Urban Search and Rescue truck in the amount of \$55,438.23; and (2) authorized the City Manager, or designee, to execute all documents necessary to complete the financing, including making minor and non-substantive changes.

CALIFORNIA CARES HUMANITIES RELIEF PROGRAM - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved acceptance of grant funding in the amount of \$15,000 from the California Cares Humanities Relief Program to supplement library adult programming and provide online programs for the community; (2) authorized the City Manager, or designee, to execute grant documents with California Humanities including making minor and non-substantive changes; and (3) authorized an increase in revenue in the amount of \$15,000 and an appropriation in expenditures of the same amount to the Library California Cares Humanities Relief Grant Account.

LIBRARY TRUST AND GIFT FUNDS - LIBRARY MATERIALS, PROGRAMS, AND SERVICES - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted \$146,905 from the Library Trust Fund and \$89,789 from the Library Minor Gift Fund; (2) authorized an increase in estimated revenue in the amount of \$146,905 into the Grants and Restricted Programs revenue account for funds to be transferred from Library Trust Account and an appropriation in expenditures in the same amount in the Grants and Restricted Programs Library Trust Fund Expenditure Account; and (3) authorized an increase in estimated revenue in the amount of \$89,789 into Grants and Restricted Programs revenue account for funds to be transferred from the Library System Account in the amount of \$89,789 and an appropriation in expenditures in the same amount in the Grants and Restricted Programs Library Gift Fund Expenditure Account.



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ACCESSION OF ARCHITECTURAL ILLUSTRATION

The City Council approved accession of one architectural illustration of a proposed World War II memorial for Downtown Riverside by Riverside architect Henry L. A. Jekel into the Museum of Riverside permanent collection.

DEACCESSION OF DIEGUEÑO SHAMAN'S CEREMONIAL FEATHERED BASKET HAT

The City Council approved deaccession of one Diegueño shaman's ceremonial feathered basket hat (A83-373) from the Museum of Riverside permanent collection.

MEMORANDUM OF UNDERSTANDING - SCHOOL RESOURCE OFFICER PROGRAM - RIVERSIDE UNIFIED SCHOOL DISTRICT

This item was removed from the agenda.

2020 JUSTICE ASSISTANCE GRANT PROGRAM - JOINT APPLICATION - SUPPLEMENTAL APPROPRIATION

The City Council (1) authorized the City of Riverside to submit a joint grant application and to act as fiscal agent for the County of Riverside and all eligible cities within Riverside County for the 2020 Justice Assistance Grant Program with the U.S. Department of Justice, Bureau of Justice Assistance in the amount of \$385,710; (2) approved, upon grant award, acceptance of grant funds in an amount of \$385,710 for the County of Riverside and all eligible cities within Riverside County for the 2020 Justice Assistance Grant Program; (3) authorized the City Manager, or designee, to execute all grant documents, accept all assurances and certifications associated with the grant, and make non-substantive changes; (4) authorized, upon grant award, an increase in the amount of \$385,710 into a trust account and an increase in estimated revenues in the amount of \$385,710 in the grant project revenue account, and appropriate expenditures in the same amount to grant project expenditure account; and (5) transferred and appropriated as spent \$385,710 and any interest earned from the grant trust account.

AGREEMENT AMENDMENT - WATER QUALITY CONTROL PLANT TERTIARY FILTER SYSTEM FACILITY ASSESSMENT STUDY

The City Council (1) approved the First Amendment to the Professional Consultant Services Agreement with IMC Consulting, Oklahoma City, Oklahoma, for the Water Quality Control Plant Testing Filter System Facility Assessment Study; and (2) authorized the City Manager, or his designee, to execute all documents pursuant to the Amendment of Professional Consultant Services Agreement with IMC Consulting, Oklahoma City, Oklahoma, including making minor non-substantial changes.



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DISCUSSION CALENDAR

FISCAL YEAR 2020-2021 MISSION INN HOTEL AND SPA FESTIVAL OF LIGHTS

Following discussion, it was moved by Councilmember Conder and seconded by Councilmember Edwards to (1) approve the Low-Cost Option for an estimated City contribution of \$60,000 plus staff time for Fiscal Year 2020-2021 Mission Inn Hotel and Spa Festival of Lights; and (2) authorize the City Manager, or his designee, to execute any necessary agreements for the 2020 Mission Inn Hotel and Spa Festival of Lights, including making minor and non-substantive changes. The motion carried unanimously.

CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT - SUPPLEMENTAL APPROPRIATION - RESOLUTION

Following discussion, it was moved by Councilmember Fierro and seconded by Councilwoman Plascencia to (1) approve the revised Expenditure Plan for Coronavirus Aid, Relief, and Economic Security (CARES) Act funding as presented with Emergency Operations Center Ops Room furniture for \$100,000 and half of the \$2,262,083 designated for computer replacement removed and reallocated equally to further business and rental assistance; (2) upon receipt of the funds, authorize an increase in revenue and offsetting expenditures in the amount of \$27,991,888 to accounts to be established by the Finance Department; (3) adopt a Resolution waiving the competitive procurement requirements of Purchasing Resolution No. 23256; (4) grant the City Manager, or his designee, the flexibility to reallocate funds from the proposed Expenditure Plan to other similar and eligible uses should feasibility or timeliness concerns arise; (5) authorize the City Manager, or his designee, to negotiate and execute all agreements, contracts and documents related to implementation of the approved Expenditure Plan for CARES Act funding, including making minor non-substantive changes; and (6) direct the City Manager to return to the City Council with expenditure updates at every City Council meeting. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23611 of the City Council of Riverside, California, Waiving the Competitive Procurement Requirements of Resolution No. 23256 to Allow for the Purchase of Goods, Products and Services in Connection with the Coronavirus Aid, Relief and Economic Security Funding from the State of California, was presented and adopted.



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COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

Chief Assistant City Attorney Smith announced there were no reportable actions on closed sessions.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilwoman Plascencia requested the agreements with Keep Riverside Clean and Beautiful and the Greater Riverside Chambers of Commerce be referred to the Financial Performance and Budget Committee for discussion.

The City Council adjourned at 9:06 p.m., in honor of Joan Loveridge.

Respectfully submitted,

COLLEEN J. NICOL
City Clerk