



City of Arts & Innovation

**CITY COUNCIL
MINUTES**

TUESDAY, MAY 22, 2018, 12 P.M.
ART PICK COUNCIL CHAMBER
CITY HALL
3900 MAIN STREET

	G A R D N E R	M E L E N D R E Z	S O U B I R O U S	C O N D E R	M A C A R T H U R	P E R R Y	A D A M S
WARDS	1	2	3	4	5	6	7
Roll Call:	X	X	X	X	X	X	X
Mayor Bailey called the meeting to order at 12:05 p.m., in the Art Pick Council Chamber with all Councilmembers present.							
ORAL COMMUNICATIONS FROM THE AUDIENCE Vivian Stancil spoke regarding the Vivian Stancil Olympian Foundation drown proof event. Connie Liberenjak spoke regarding the Great American community clean-ups.							
<u>COMMUNICATIONS</u>							
LEGISLATIVE REPORT The Intergovernmental relations and legislative update was not held.							
<u>DISCUSSION CALENDAR</u>							
FISCAL YEARS 2018-20 TWO-YEAR BUDGET, CAPITAL IMPROVEMENT PROGRAM BUDGET OVERVIEW - FISCAL YEARS 2018-23 CAPITAL IMPROVEMENT PROGRAM PLAN FOR FINANCE, HUMAN RESOURCES, AND INNOVATION & TECHNOLOGY DEPARTMENTS, AND CITY ATTORNEY, CITY CLERK, CITY MANAGER, CITY COUNCIL AND MAYOR'S OFFICES Following discussion, the City Council unanimously received and ordered filed the proposed Fiscal Years 2018-2020 Two-Year Budget, Capital Improvement Program Budget, Fiscal Years 2018-2023 Capital Improvement Program Plan, and General Fund balancing measures for the Finance, Human Resources, and Innovation & Technology Departments, and the City Attorney, City Clerk, City Manager, City Council, and Mayor's Offices.							
Councilmember Melendrez disqualified himself from participating on the following item as he owns property within 500 feet and left the dais at this time.		A					
AGREEMENT - PARKING MANAGEMENT SERVICES Following discussion, the City Council (1) approved a Services Agreement, Request for Proposal (RFP) 1706, with Republic Parking System, LLC, Chattanooga, Tennessee, in the amount of \$4,611,554 for a three-year period with two optional two-year extensions from Parking Services Professional Services Account for parking management services;							



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WARDS	1	2	3	4	5	6	7
(2) authorized change order authority up to 10 percent or \$461,155 of the total contract for additional maintenance and services due to unforeseen conditions; and (3) authorized the City Manager, or his designee, to execute the Service Agreement with Republic Parking System, LLC, including making any minor non-substantive changes.	Motion	X					X
	Second	X					X
	Ayes	X		X	X	X	X
Noes			X				
Councilmember Melendrez returned to the dais at this time.		X					
EXCUSE OF SUNSHINE ORDINANCE REQUIREMENTS - 2018-2022 ELECTRIC AND WATER RULES AND RATES - SHARING HOUSEHOLDS ASSIST RIVERSIDE'S ENERGY PROGRAM AND ENERGY SAVING ASSISTANCE PROGRAM - CONTINUED TO LATER IN THE DAY Following discussion, the City Council approved submittal of additional documents finding that pursuant to Riverside Municipal Code Section 4.05.050(G), the additional documents contain information not known to the City or considered to be relevant at the time of the agenda filing deadlines regarding the Riverside Public Utilities 2018-2022 Electric and Water Rules and Rates.	Motion	X					X
	Second	X					X
	All Ayes	X					
Following further discussion, the City Council received input on the 2018-2022 Electric and Water Rules and Rates and changes to the Sharing Households Assist Riverside's Energy Program and Energy Saving Assistance Program. The matter was continued to the evening session.	Motion						
	Second						
	Ayes				X	X	X
Noes	X	X	X				
PAY AND BENEFIT CAP FOR CITY MANAGER POSITION - REFERRED TO COMMITTEE Following discussion, the City Council referred to the City Council Finance Committee review of how salary ranges are set for all at-will and non-represented employees, including executive staff and any recommended changes be forwarded to the City Council for further discussion and consideration.	Motion				X		
	Second				X		
	Ayes	X	X		X	X	X
Noes			X				

CLOSED SESSIONS

The City Council recessed to the City Council Board Room for closed sessions pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Debra Bengoa v. City of Riverside, et al., Riverside County Superior Court Case No. RIC 1603310; (2) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning two cases of anticipated litigation; (3) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of



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WARDS

anticipated litigation; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning William R. ("Rusty") Bailey III v. City of Riverside, RCSC Case No. RIC 1804755; (5) §54957 to consider candidates for appointment of City Manager by City Council; and (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 Management and Confidential employees as defined by PERS and Service Employees International Union #721.

RECESS

The City Council reconvened at 3:07 p.m., in the Art Pick Council Chamber with all Councilmembers present and Mayor Bailey presiding.

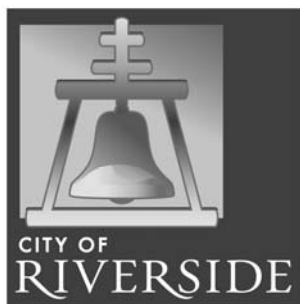
Councilmember Melendrez disqualified himself from participating on the following item as he owns property within 500 feet and left the dais at this time.

PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

CASE P17-0667 - STREET VACATION - FUTURE CONSTRUCTION OF MAIN BRANCH OF PUBLIC LIBRARY - FAIRMOUNT/MISSION INN/UNIVERSITY

Hearing was called on the proposal by the City of Riverside for a street vacation of an approximately .46-acre segment of Fairmount Boulevard between Mission Inn and University Avenues to facilitate the future construction of the Main Branch of the Riverside Public Library. One person spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) determined that the proposed project is exempt from further California Environmental Quality Act (CEQA) review pursuant to Sections 15061(b)(3) (General Rule) and 15301 (Existing Facilities) of the CEQA Guidelines, as the project will not have a significant effect on the environment; (2) approved Planning Case P17-0667 Street Vacation based on the findings outlined in the written staff report and summarized the findings and subject to the recommended conditions; and (3) adopted a resolution vacating the subject right-of-way pursuant to the Public Streets, Highways and Service Easements Vacation Law; whereupon, the title having been read and further reading waived, Resolution No. 23300 of the City Council of Riverside, California, Making its

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WARDS	1	2	3	4	5	6	7
Findings and Determinations in the Matter of Resolution of Intention No. 23294; and Making its Order Vacating Approximately 0.46 Acre of Fairmount Boulevard Between University Avenue and Mission Inn Avenue in Riverside, California, was presented and adopted.	X		X				
Motion	X		X				
Second							
Ayes	X		X		X	X	X
Noes				X			
Councilmember Melendrez returned to the dais at this time.		X					
CASES P17-0466, P17-0467, P17-0468, P17-0469, P17-0470, P17-0471, AND P17-0472 - GENERAL AND SPECIFIC PLAN AMENDMENTS - REZONE - SITE PLAN REVIEW - TRAFFIC PATTERN MODIFICATION MEASURES - STREET VACATION - VARIANCE - MIXED-USE DEVELOPMENT - 3575-3661 MERRILL - ORDINANCE INTRODUCED - RESOLUTIONS							
Hearing was called for a proposal by Richard Hamm, on behalf of Pelican Merrill, LLC, for consideration of General and Specific Plan Amendments, Rezoning, Site Plan Review, Traffic Pattern Modification Measures, Street Vacation, and Variance to facilitate construction of a three-story, 98,608-square-foot mixed-use development located at 3575-3661 Merrill Avenue. Four people 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 on the findings set forth in the case record; adopted a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program pursuant to CEQA Sections 15097 and 21081.6; (2) approved Planning Cases P17-0467 (General Plan Amendment), P17-0466 (Specific Plan Amendment), P17-0468 (Rezone), P17-0469 (Site Plan Review), P17-0470 (Traffic Pattern Modification Measures), P17-0471 (Street Vacation), and P17-0472 (Variance) based on and subject to the Planning Commission findings and recommended conditions found in the staff report; (3) introduced an ordinance amending the Zoning Map; (4) adopted a resolution amending the General Plan Land Use Designation of the project site; and (5) adopted a resolution amending the Magnolia Avenue Specific Plan; whereupon, the title having been read and further reading waived, Resolution No. 23301 of the City Council of the City of Riverside, California, Amending the Land Use Element of the Riverside General Plan as to Property Located at 3575-3661 Merrill Avenue, Situated on the North Side of Merrill Avenue, Between Riverside and De Anza Avenues, and Segment of Merrill Avenue Between Riverside and De Anza Avenues, from Commercial (C) to Mixed Use-Urban (MU-U); and Resolution No. 23302 of the City Council of the City of Riverside, California, Amending the Magnolia Avenue Specific Plan to Include the Mixed Use-Urban (MU-U) Land Use Designation in the Magnolia Center District, to							



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	WARDS	1	2	3	4	5	6	7
<p>Facilitate the Construction of a Three-Story, 98,608 Square-Foot Mixed Use Development, Consisting of 108 Residential Units and 1,200 Square Feet of Commercial Space, Located at 3575-3661 Merrill Avenue, Situated on the North Side of Merrill Avenue, Between Riverside and De Anza Avenues, and Segment of Merrill Avenue Between Riverside and De Anza Avenues, were presented and adopted; 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 Property Located at 3575-3661 Merrill Avenue from the Commercial General-Specific Plan (CG-SP) Zone to the Mixed Use-Urban-Specific Plan (MU-U-SP) Zone," was presented and introduced.</p> <p>CLOSED SESSIONS</p> <p>The City Council recessed to the City Council Board Room for closed sessions pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Debra Bengoa v. City of Riverside, et al., Riverside County Superior Court Case No. RIC 1603310; (2) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning two cases of anticipated litigation; (3) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning William R. ("Rusty") Bailey III v. City of Riverside, RCSC Case No. RIC 1804755; (5) §54957 to consider candidates for appointment of City Manager by City Council; and (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 Management and Confidential employees as defined by PERS and Service Employees International Union #721.</p> <p>RECESS</p> <p>The City Council recessed at 4:20 p.m. and reconvened at 6:15 p.m., in the Art Pick Council Chamber with all Councilmembers present and Mayor Bailey presiding.</p> <p>The Invocation was given by Melendrez.</p> <p>Boy Scout Troop 2 led the Pledge of Allegiance to the Flag.</p>	Motion Second All Ayes			X		X		



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PRESENTATION

Councilmember Conder presented a video in honor of Memorial Day.

BOARD/COMMISSION REPORT

HUMAN RESOURCES BOARD

Chair Deanna Brown presented a report on the activities of the Human Resources Board. Following discussion and without formal motion, the City Council (1) received and ordered filed the report; and (2) thanked Ms. Brown for the presentation.

ANNOUNCEMENT

Mayor Pro Tem Mac Arthur announced that in the closed sessions held earlier in the day, the City Council appointed Al Zelinka as City Manager pending approval of an employee contract and a Special City Council meeting will be held on Tuesday, May 29, 2018, at 1 p.m., to discuss and vote on the contract.

MAYOR/COUNCILMEMBER COMMUNICATIONS

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

Councilmember Adams reported on the La Sierra University 3rd Annual Fundraiser and Concert at the Mission Inn and the Riverside County Police Officer Memorial Ceremony. Councilmember Conder reported on the Annual West Coast Thunder Motorcycle Ride and the Riverside National Cemetery Memorial Day ceremony. Councilmember Gardner reported on the Art Floats at Fairmount Park. Councilmember Mac Arthur reported on the 16th Annual Chili Cook-off in Arlington Village and the Heritage House ice cream social. Councilmember Melendrez offered congratulations to Interim City Manager Lee McDougal on the birth of his sixth grandchild. Mayor Bailey reported on Flexsteels 40th anniversary and the Pub and Grub Challenge event.

PRESENTATION

RIVERSIDE PRIDE SUCCESS REPORT

Riverside Neighborhood Partnership Member Tinka Friend recognized



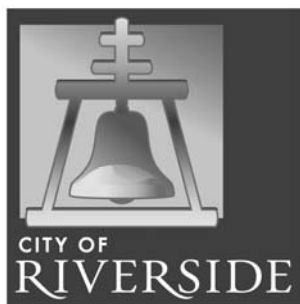
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	WARDS	1	2	3	4	5	6	7
Sherman Indian Museum for over 100 years of local history.								
ORAL COMMUNICATIONS FROM THE AUDIENCE Lisa Chow spoke regarding the utility rate increase. Philip Falcone spoke regarding the Heritage House ice cream social. Ben Clymer, Jr., spoke regarding the Memorial Day remembrance, the City Manager appointment, the partnership compensation model and rate hikes, and the General Fund transfer. Rosie Bonds spoke regarding the Bobby Bonds Day event. Barbara Shackleton spoke regarding a donation to the Riverside Public Library. Harry Sonke spoke regarding the utility rate increase.								
<u>CONSENT CALENDAR</u> The following items were approved by one motion affirming the actions appropriate to each item.	Motion Second All Ayes				X			X
OUTSIDE COUNSEL EXPENDITURE REPORT The City Council received and ordered filed the Outside Counsel Expenditure Report for the period of January 1, 2018 through March 31, 2018, as provided in the outside counsel policy approved by the City Council on June 16, 2015.								
MINUTES The Minutes of the City Council meetings of May 8 and 9, 2018, were approved as presented.								
NAMING OF BASEBALL FIELD ONE - ARLINGTON HEIGHTS SPORTS PARK - 9401 CLEVELAND The City Council approved naming baseball field one at Arlington Heights Sports Park located at 9401 Cleveland Avenue in honor of umpire, Steven B. Albertson.								
2017-18 UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ANNUAL ACTION PLAN AMENDMENT - MEMORANDUM OF UNDERSTANDING - ADDITION OF WARD 5 WILBUR STREET PAVING PROJECT The City Council (1) authorized an amendment to the 2017-18 Housing and Urban Development Annual Action Plan to include the Ward 5 Wilbur Street Paving Project and allocated Community Development Block Grant funds in the amount of \$110,714 for the project; (2) authorized a fund transfer in the amount of \$110,714 from Account 2835100-453001 Community								



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Development Block Grant Unprogrammed Funds to 9267500-440120 for the Ward 5 Wilbur Street Paving Project; and (3) authorized the City Attorney's Office to prepare a corresponding Memorandum of Understanding with the Public Works Department for the Ward 5 Wilbur Street Paving Project and authorized the City Manager, or his designee to execute the Memorandum of Understanding, including making minor non-substantive changes and to sign all documents and instruments necessary to implement this action.

FISCAL YEAR 2018-19 - STREET LIGHTING DISTRICT NO. 1 - PUBLIC HEARING SCHEDULED - RESOLUTION
The City Council (1) adopted a resolution declaring the City's intention to levy and collect assessments for Fiscal Year 2018-19 within Street Light Assessment District No. 1 and approving the Engineer's Report; and (2) set the required public hearing for final approval of the levy of special assessments for June 26, 2018, at 3 p.m.; whereupon, the title having been read and further reading waived, Resolution No. 23303 of the City Council of the City of Riverside, California, Declaring its Intention to Levy and Collect Assessments for Fiscal Year 2018-2019 Within Street Lighting District No. 1, Approving Report, and Giving Notice of the Time and Place of a Public Hearing on the Proposed Assessments, was presented and adopted.

FISCAL YEAR 2017-18 - RIVERWALK LANDSCAPE MAINTENANCE DISTRICT - PUBLIC HEARING SCHEDULED - RESOLUTION
the City Council (1) adopted a resolution declaring the City's intention to levy and collect assessments for Fiscal Year 2018-19 within the Riverwalk Landscape Maintenance District and approving the Engineer's Report; and (2) set a public hearing for final approval of the levy of special assessments for June 26, 2018, at 3 p.m.; whereupon, the title having been read and further reading waived, Resolution No. 23304 of the City Council of the City of Riverside, California, Declaring its Intention to Levy and Collect Assessments for Fiscal Year 2018-2019 Within the Riverwalk Landscape Maintenance District, Approving Report, and Giving Notice of the Time and Place of a Public Hearing on the Proposed Assessments, was presented and adopted.

FISCAL YEAR 2017-18 - LANDSCAPE MAINTENANCE DISTRICT 88-1 (SYCAMORE HIGHLANDS) - PUBLIC HEARING SCHEDULED - RESOLUTION
The City Council (1) adopted a Resolution declaring the City's intention to levy and collect assessments for Fiscal Year 2018-19 within Landscape



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Maintenance District 88-1 (Sycamore Highlands) and approving the Engineer's Report; and (2) set a public hearing for final approval of the levy of special assessments for June 26, 2018, at 3 p.m.; whereupon, the title having been read and further reading waived, Resolution No. 23305 of the City Council of the City of Riverside, California, Declaring its Intention to Levy and Collect Assessments for Fiscal Year 2018-2019 Within Landscape Maintenance District No. 88-1 (Sycamore Highlands), Approving Report, and Giving Notice of the Time and Place of a Public Hearing on the Proposed Assessments, was presented and adopted.

MEASURE Z - PURCHASE OF FIRE HOSE NOZZLES AND ACCESSORIES FOR FIRE APPARATUSES
The City Council approved the purchase of fire hose nozzles and accessories from L.N. Curtis & Sons in the amount of \$120,236.18 from Measure Z Fire Operations Account for 16 new fire apparatuses, via cooperative procurement under the U.S. General Services Administration Schedule (GS-07F-0043L) in accordance with Purchasing Resolution No. 23256, Section 602(e).

AGREEMENTS - CATERING SERVICES PANEL FOR EVENTS HELD AT GRIER PAVILION/MAYOR'S CEREMONIAL ROOM - 3900 MAIN
The City Council (1) approved Catering Services Agreements, Request for Qualifications No. 1758 with McGrath's Catering and Marguerite Hochanadel, dba Maddilicious Café & Catering for a catering services panel to provide on-call food and beverage catering service for events held at the Grier Pavilion and Mayor's Ceremonial Room; (2) authorized the City Manager, or his designee, to execute a one year Catering Services Agreement with McGrath's Catering, with an option to extend for three additional one-year terms, including making minor, and non-substantive changes; and (3) authorized the City Manager, or his designee, to execute a one-year Catering Services Agreement with Marguerite Hochanadel, dba Maddilicious Café & Catering, with an option to extend for three additional one-year terms, including making minor, and non-substantive changes.

INTERIM CITY MANAGER AGREEMENT
The City Council ratified the executed Employment Agreement with Lee Charles McDougal to begin April 23, and to terminate no later than December 31, 2018.



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RIVERSIDE PUBLIC LIBRARY FOUNDATION DONATION - SELF-CHECK SYSTEM AND MEDAL OF HONOR RECOGNITION - SSGT SALVADOR J. LARA CASA BLANCA LIBRARY AND SPC JESUS S. DURAN EASTSIDE LIBRARY - SUPPLEMENTAL APPROPRIATIONS
The City Council (1) accepted a \$117,404.28 donation from the Riverside Public Library Foundation for the Library Self-Check System and Medal of Honor recognition at SSgt Salvador J. Lara Casa Blanca Library and SPC Jesus S. Duran Eastside Library to Library System Account 0000722-225405; and (2) authorized an increase in revenues of \$117,404.28 into General Fund Revenue Account 5145000-374200 and appropriated \$116,129.28 to Library Self-Check System Account 9898800885-42540000; and \$1,275 to Library Expenditure Account 5145000-450201.

COMMUNITY FOUNDATION DONATION - LIBRARY MATERIALS
The City Council (1) accepted a donation from The Community Foundation in the amount of \$96,012, from the Margaret Morgan and Mary Morgan Pedlow Memorial fund for books, periodicals, and other library materials; and (2) authorized an increase in the amount of \$96,012 into Library System Depository Account 0000722-225466, with the Library Department returning to the City Council at a later date to request appropriation authority to the spend the donation.

STATE OF CALIFORNIA CITIZENS' OPTION FOR PUBLIC SAFETY PROGRAM GRANT THROUGH COUNTY OF RIVERSIDE SUPPLEMENTAL LAW ENFORCEMENT SERVICES FUND - SUPPLEMENTAL APPROPRIATION
The City Council (1) approved the acceptance of grant funds in the amount of \$499,993 from the Citizens' Option for Public Safety grant program into the Police Department Trust Account 0000721-225170; (2) authorized an increase in revenues in the amount of \$499,993, plus projected interest, to Project Account 9337400102-3745100 and appropriate expenditures to Project Account 9337400102-44021000; and (3) authorized the City Manager, or his designee, on behalf of the City, to make non-substantive changes and to execute necessary documents.

FINAL TRACT MAP 34688 - JEFFERSON/MAGNOLIA/LOS ARBOLES - RESOLUTION
The City Council adopted the resolution of acceptance for final approval of Tract Map 34688 to subdivide approximately 1.6 acres into one lot for 22-unit two-story condominium project with related parking and recreational



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facilities; whereupon, the title having been read and further reading waived, Resolution No. 23306 of the City Council of the City of Riverside, California, Accepting the Final Map of Tract No. 34688, was presented and adopted.								
<u>DISCUSSION CALENDAR</u>								
2018-2022 ELECTRIC AND WATER RULES AND RATES - SHARING HOUSEHOLDS ASSIST RIVERSIDE'S ENERGY PROGRAM AND ENERGY SAVING ASSISTANCE PROGRAM - CONTINUED FROM EARLIER IN THE DAY								
Following discussion, a motion was made and seconded to suspend all discussion of rate increases until the new City Manager is in place, the new General Manager is hired, an independent audit of the utility rates is completed with a report back to the City Council and City Manager simultaneously, and suspension of the summer and Tier 4 rates.	Motion Second				X			X
Following further discussion, a substitute motion was made and carried to (1) adopt a resolution approving the 2018-2022 Electric and Water Rules and Rates as outlined in the staff report, with the Electric Rates to be effective January 1, 2019; (2) approve annual review of the adopted rates; and (3) approve changes to the Sharing Households Assist Riverside's Energy Program and Energy Saving Assistance Program; whereupon, the title having been read and further reading waived, Resolution No. 23307 of the City Council of Riverside, California, (1) Approving and Establishing the 2018-2022 Electric and Water Rates by Amending Electric Rate Schedules A, D, D-TOU Tiered, ED, LS-1, LS-2, OL, PA, PW-1, S, TC and TOU; Creating New Electric Rate Schedules D-TOU, EV and PCS, All Effective January 1, 2019; Amending Electric Rule 1, Water Rate Schedules WA-1, WA-2, WA-4, WA-6, WA-7 and WA-10; and Creating New Water Rate Schedules WA-1A, WA-1B, and WA-11, All Effective July 1, 2018; and (2) Making Related Findings of Fact, was presented and adopted.	Motion Second Ayes Noes	X	X	X	X	X	X	X
<u>COMMUNICATIONS</u>								
CITY ATTORNEY REPORT ON CLOSED SESSIONS City Attorney Geuss announced there was nothing to report on closed sessions.								
ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION There were no items requested for future City Council consideration.								



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The City Council adjourned at 10:13 p.m.

Respectfully submitted,

SHERRY MORTON
Assistant City Clerk