

MINUTES

PUBLIC SAFETY COMMITTEE Wednesday, May 17, 2017, 1 p.m. Art Pick Council Chamber

PRESENT: Chair Perry, Vice Chair Melendrez, and Member Burnard

ABSENT: None

STAFF PRESENT: Sherry Morton, Kristi Smith, Alex Nguyen, Michael Moore, La Wayne Hearn, Jennifer McDowell, Val Graham, James Barrette, Charles Mayr, Scott Miller, Vance Hardin, and others

ALSO PRESENT: Cesar Hernandez

Chair Perry called the meeting to order at 1 p.m.

ILLEGAL FIREWORKS EDUCATION AND ENFORCEMENT ACTIVITIES UPDATE

Following discussion, motion was made by Member Burnard and seconded by Vice Chair Melendrez to (1) receive and order filed the report on the Fire and Police Departments enforcement efforts to reduce the use of illegal fireworks; and (2) forward the report on illegal fireworks education and enforcement activities for 2017 to the City Council for approval. Motion carried unanimously.

TAXI CAB FRANCHISE REGULATIONS, FEES, AND SERVICE REQUIREMENTS

Following discussion, motion was made by Member Burnard and seconded by Chair Perry recommending that the City Council (1) direct the City Attorney's Office and the Finance Department to (a) develop the appropriate ordinances and resolutions to eliminate taxi franchise requirements and fees and require the issuance of the "Vehicle for Hire" permit required, per Riverside Municipal Code (RMC) 5.40, for all types of vehicles for hire operating in the City; (b) update RMC 5.40 to include any additional regulations previously set forth in the franchise agreement that are not currently included in RMC 5.40, such as: car insurance requirements, individual driver background checks, certification of meters by the County of Riverside, and all other public safety and customer protections; (c) revise the Business Tax formulas for taxicab companies to the Business Tax Class A rates, which are the same rates for all other retail businesses in the City; (2) review and approve taxi rates; (3) request staff return with an update on the taxi cab franchise regulations, fees, and service requirements to the City Council Public Safety Committee in a year; and (4) continue the requirement that fines and penalties may be imposed for breaches of the permit as set forth in RMC 5.40. Motion carried unanimously.

DENIAL OF MASSAGE ESTABLISHMENT PERMIT RENEWAL - APPEAL - BODY WORKS MASSAGE - 11860 MAGNOLIA AVENUE, #L

Following discussion, and pursuant to the Sunshine Ordinance, motion was made by Member Burnard and seconded by Chair Perry accepting the denied application into the record. Motion carried unanimously.

Following further discussion, motion was made by Member Burnard and seconded by Vice Chair Melendrez to deny the appeal of Timothy Moxley of Body Works Massage based on the evidence presented. The denial is based on Section 5.52.050 of the Riverside Municipal Code and specifically, on the grounds that the applicant has been convicted of the following: A crime committed while engaged in the ownership or operation of the massage establishment. Motion carried unanimously.

Chair Perry advised that pursuant to the vote, the Public Safety Committee is hereby denying the appeal of Body Works Massage. The decision of the Public Safety Committee is final with no further right of appeal to the City Council. Because there is no provision for reconsideration of the decision, or for a written decision or written findings supporting the decision in any applicable provision of any statute, charter, or rule, this decision is final today. The appellant may seek judicial review of the decision pursuant to California Code of Civil Procedure, Section 1094.5 by filing a petition with the Riverside County Superior Court. The time within which judicial review must be sought is governed by Section 1094.6.

ORAL COMMUNICATIONS FROM THE AUDIENCE

There were no oral communications at this time.

ITEMS FOR FUTURE PUBLIC SAFETY COMMITTEE CONSIDERATION AS REQUESTED BY MEMBERS OF THE COMMITTEE

There were no items requested for future Public Safety Committee meetings.

The meeting adjourned at 2:23 p.m.

Respectfully submitted,


SHERRY MORTON
Assistant City Clerk