

*City of Arts & Innovation*

## CITY COUNCIL

### MINUTES

TUESDAY, DECEMBER 6, 2022, 1:00 P.M.  
PUBLIC COMMENT IN PERSON/TELEPHONE  
ART PICK COUNCIL CHAMBER  
3900 MAIN STREET

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PRESENT: Councilmembers Edwards, Cervantes, Fierro, Conder, Perry, and Hemenway and Councilwoman Plascencia

ABSENT: Mayor Lock Dawson

Mayor Pro Tem Fierro called the meeting to order at 1:02 p.m.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Errol Koschewitz spoke regarding Donald Trump campaign booth. Jennifer Gamble spoke regarding Cultural Heritage Board subcommittee meeting with staff concerning grants. Aurora Chavez welcomed the new City Manager, Mike Futrell, and spoke regarding Riverside Transmission Reliability Project (RTRP). Scott Andrews spoke regarding the agreement amendment with Riverside Art Museum for The Cheech Marin Center for Chicano Art and Culture.

#### COMMUNICATIONS

##### INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

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

##### HOMELESS SOLUTIONS UPDATE

There was no update on homeless solutions.

##### SUSTAINABILITY UPDATE

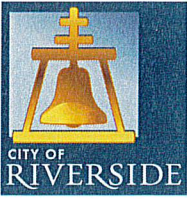
The City Council received an update on sustainability.

##### HEALTH, SAFETY, AND SECURITY UPDATES

There was no update on health, safety, and security.

##### LEGAL UPDATE

The City Council received a legal update.



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#### COUNCILMEMBERS DECLARATION OF CONFLICT OF INTEREST

Councilmember Edwards recused herself from the Closed Session item regarding purchase, sale, exchange, or lease of property commonly known as Lot 33/Convention Center citing conflict of interest due to real property ownership within 500 feet.

Councilmember Perry recused himself from the Measure Z Pavement Management program update citing conflict of interest due to real property ownership within 500 feet.

#### PRESENTATION

##### RIVERSIDE ART MUSEUM

Following discussion and without formal motion, the City Council received and ordered filed the Riverside Art Museum presentation by Executive Director Drew Oberjurge and Artistic Director Maria Esther Fernandez on The Cheech Marin Center for Chicano Art and Culture opening activities.

#### DISCUSSION CALENDAR

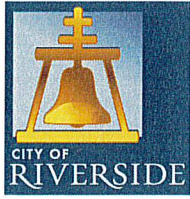
##### EMPLOYMENT AGREEMENT - CITY MANAGER - MASTER FRINGE BENEFITS AND SALARY PLAN AMENDMENT - RESOLUTION

Following discussion, it was moved by Councilwoman Plascencia and seconded by Councilmember Cervantes to (1) approve and authorize the Mayor and Mayor Pro Tem to execute the employment agreement with Charles M. Futrell to begin on January 9, 2023; and (2) adopt a resolution amending the Master Fringe Benefits and Salary Plan to reflect the salary adjustment to the City Manager classification and enact certain provisions of the employment agreement. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23930 of the City Council of Riverside, California, Amending Resolution No. 21052 and the Master Fringe Benefits and Salary Plan to Approve the Adjustments to the Salary Range for the City Manager, was presented and adopted.

##### CITY-OWNED VACANT LAND FORMERLY KNOWN AS DOWNTOWN BUS TERMINAL - STUDENT HOUSING DEVELOPMENT PROJECT - 3911 UNIVERSITY/3775 FAIRMOUNT

This item was continued to a future City Council meeting.



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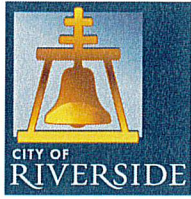
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#### CLOSED SESSIONS

Mayor Pro Tem Fierro and City Council adjourned to closed sessions at 1:58 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Melissa Bartholomew v. City of Riverside, WCAB Claim No.(s): 220102-ADJ16917268; (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Peter Esquivel v. City of Riverside, WCAB Claim No.(s): 190070 - ADJ16917269; (3) §54956.9(d)(2)/54956.9(e)(3) to confer with and/or receive advice from legal counsel concerning Mark Stevens v. City of Riverside, City of Riverside Claim No. 22-07-18; (4) §54956.8 to instruct City's Negotiator, Michael Moore, regarding price and terms of payment for the purchase, sale, exchange, or lease of property with no site address located on the corner of Fifth and Orange Streets, commonly known as Lot 33/Convention Center, APNs: 213-113-001, 213-111-011, 213-111-012, 213-111-013, 213-111-014, 213-111-015, 213-111-016, and 213-111-017, by Greens Group / Griffin | Swinerton; Atman Kadakia, Korin Crawford, Negotiators; (5) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (6) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (7) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning the City Council deciding whether to initiate litigation regarding one case; (8) §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 except the City Manager, 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; (9) §54957 for appointment/employment of City Manager by City Council; and (10) §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 unrepresented employee for City Manager.

The City Council returned to open session at 3:06 p.m. with Mayor Pro Tem Fierro presiding and all Councilmembers present.



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#### PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

CASE PR-2021-000932 - MINOR CONDITIONAL USE PERMIT, DESIGN REVIEW, VARIANCE, AND GRADING EXCEPTION - WAREHOUSE BUILDINGS - 900, 960, AND 980 MARLBOROUGH Hearing was called to consider the referral by Councilmember Cervantes of an approval by the Development Review Committee (DRC) of a proposal by David Stapley and Deanna Magnon of Turn 9, LLC, for a Minor Conditional Use Permit, Design Review, Variance, and Grading Exception to permit the development of two non-refrigerated warehouse buildings totaling 99,950 square feet, located at 900, 960, and 980 Marlborough Avenue, situated on the south side of Marlborough Avenue between Northgate Street and Rustin Avenue. Three people spoke on the matter. The public hearing was officially closed.

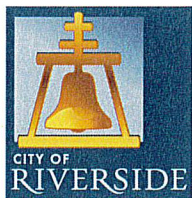
Following discussion, it was moved by Councilwoman Plascencia and seconded by Councilmember Conder to (1) uphold the decision of the Development Review Committee and determine that the proposed project will not have a significant effect on the environment based on the findings set forth in the case record, and adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program (MMRP) pursuant to CEQA Section 15074 and 21081.6; and (2) approve Planning Case PR-2021-000932 (Minor Conditional Use Permit, Design Review, Variance, and Grading Exception) based on the findings outlined in the staff report and subject to the conditions of approval. The motion carried unanimously.

The City Council adjourned to closed sessions at 3:43 p.m. and reconvened at 6:17 p.m. with Mayor Pro Tem Fierro presiding and all Councilmembers present.

Councilmember Conder gave the Invocation and led the Pledge of Allegiance.

#### MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on Breakfast with Santa, 10th Annual Miracle on Main at White park, Trujillo Adobe Annual Posadas, and Annual Northside Improvement Association potluck at Reid park. Councilmember Cervantes reported on the California State Legislature Inaugural ceremony, Snow Day at Bordwell Park, tree planting with Tree People, Inclusiveness, Community Engagement, and Governmental Processes Committee meeting on Reshape Riverside, University Neighborhood meeting, Posada at



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Patterson Park, 10th Annual Miracle on Main Street at White Park, and toy giveaway. Councilmember Conder reported on the grand opening ceremony of The Mark and Festival of Lights. Councilwoman Plascencia thanked Police Department staff and reported on office hours and youth office hours. Councilmember Perry reported on La Sierra 75th Annual Candlelight Concert, La Posada at Bryant Park, Philharmonic Fundraiser, Arlington Business Partnership Snow Day, and a Victorian Christmas at the Heritage House. Councilmember Hemenway reported on La Sierra University Candlelight concert and Norte Vista award winning renovated locker rooms. Mayor Pro Tem Fierro reported on the Festival of Lights.

The City Council Inclusiveness, Community Engagement, and Governmental Processes Committee will conduct an in-person a virtual meeting on Wednesday, December 7, 2022, at 3:30 p.m., in the Art Pick Council Chamber.

The City Council Mobility and Infrastructure Committee will conduct an in-person and virtual meeting on Thursday, December 8, 2022, at 2 p.m., in the Art Pick Council Chamber.

The City Council Financial Performance and Budget Committee will conduct an in-person a virtual meeting on at 1 p.m., on Friday, December 9, 2022, in the Art Pick Council Chamber.

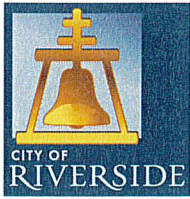
The City Council Land Use, Sustainability and Resilience Committee will conduct an in-person and virtual meeting on Monday, December 12, 2022, at 3:30 p.m., in the Art Pick Council Chamber.

#### PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

##### ELECTRIFICATION OF NEW BUILDINGS - ORDINANCE ADOPTED

Hearing was called to consider adopting an ordinance adding Chapter 16.26 - Electrification of New Buildings to Title 16 of the Riverside Municipal Code. Fourteen people spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Fierro and seconded by Councilmember Cervantes to approve the Economic Development, Placemaking and



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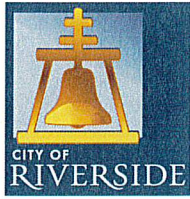
Branding/Marketing Committee recommendation to adopt an ordinance adding Chapter 16.26 - Electrification of New Buildings to Title 16 of the Riverside Municipal Code, which would require, with notable exceptions, the following: (1) newly constructed buildings three stories or less with a building permit filed on or after January 6, 2023, to be all-electric buildings; and (2) newly constructed buildings four stories or more with a building permit filed on or after January 1, 2026, to be all-electric buildings. The motion carried with Councilmembers Edwards, Cervantes, Fierro, and Hemenway voting aye and Councilmembers Conder, Perry, and Councilwoman Plascencia voting no.

Whereupon, the title having been read and further reading waived, Ordinance No. 7616 of the City Council of the City of Riverside, California Amending Table 19.150.020.B. Section 19.910.140 and Adding Section 19.550.2025 of the Riverside Municipal Code, was presented and adopted.

#### DISCUSSION CALENDAR

##### FISCAL YEAR 2022-23 - RESIDENTIAL USED ELECTRIC VEHICLE REBATE - SUPPLEMENTAL APPROPRIATION

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilmember Perry to (1) approve an increase in the rebate amount for the Residential Used Electric Vehicle Rebate from \$500 to \$1,000 and increase the additional rebate amount for SHARE customers from \$1,000 to \$1,500 using existing funds in the account for Fiscal Year 2022/23; (2) approve changing the Non-Residential/Multifamily Electric Vehicle Charger Rebate to the Public Access EV Charger Rebates program, using existing funds in the account for Fiscal Year 2022-2023; (3) authorize the City Manager, or designee, to execute the Rebate Programs and take all necessary actions required or advisable to implement, administer, fund, and carry out the City of Riverside's responsibilities under the Rebate Programs, including the ability to make minor and non-substantive changes and to execute future amendments to the Rebate Programs under substantially similar terms and conditions; and (4) with at least five affirmative votes, authorize the Chief Financial Officer, or designee, to record a supplemental appropriation from the Electric Fund Low Carbon Fuel Reserve Account in the amount of \$450,000 to the EV Charger Installation at Public City Facilities Account. The motion carried with Councilmembers Edwards, Cervantes, Fierro, Perry, and Hemenway and Councilwoman Plascencia voting aye and Councilmember Conder voting no.



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#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Susan Fahrney, Michael Frank, Bill Turner, Sharon Mateja, Shirley Van Rennes, Guramantra Khalsa, April Glatzel, Jason Hunter, Aurora Chavez, and three callers spoke regarding the Riverside Transmission Reliability Project.

#### 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 with Councilmember Perry abstaining on the Pavement Management Program update.

#### RECONSIDER CIRCUMSTANCES OF STATE OF EMERGENCY AND MAKE A FINDING THAT STATE AND/OR LOCAL OFFICIALS CONTINUE TO RECOMMEND SOCIAL DISTANCING MEASURES

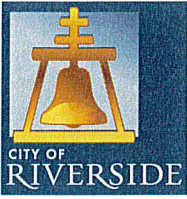
The City Council (1) reconsidered the circumstances of the state of emergency; and (2) made a finding (a) that the state of emergency continues to directly impact the ability of its members to safely meet in person, and (b) that state and/or local officials continue to recommend or impose social distancing measures to continue to meet via teleconference.

#### OUTSIDE COUNSEL ENGAGEMENT LETTER BUDGET

The City Council (1) approved the \$49,650 budget to retain William Price, who is already on the City's panel of approved outside counsel to serve as associated counsel to handle the case of Xavier Lopez v. City of Riverside, Evan Wright, United States Central District Court Case No. 5:21-cv-02140- PSG (JEMx) and; (2) authorized the City Attorney to execute the Outside Counsel Engagement Letter.

#### SPECIALIZED APPELLATE LEGAL SERVICES

The City Council (1) approved an increase in the budget for Greines, Martin, Stein & Richland, LLP, in the not-to-exceed amount of \$40,000, for a total budget amount not-to-exceed \$150,000 for specialized appellate legal services for the appeal in *Riversiders Against Increased Taxes v. City of Riverside*; and (2) approved the budget for Greines, Martin, Stein & Richland, LLP, in the not-to-exceed amount of \$175,000 for specialized appellate legal services to defend against the appeal in *City of Riverside v. Jurupa Community Services District, et. al.*



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#### CONFLICT OF INTEREST CODE AMENDMENT - CITY EMPLOYEES AND OFFICIALS - SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY - BOARDS AND COMMISSIONS - RESOLUTIONS

The City Council adopted a resolution amending the Conflict of Interest Code for (1) designated City employees and officials thereby repealing Resolution No. 23653; (2) for the Successor Agency to the Redevelopment Agency of the City of Riverside employees and officials thereby repealing Resolution No. 23654; and (3) board and commission members thereby repealing Resolution No. 23655; whereupon, the titles having been read and further readings waived, Resolution No. 23931 of the City Council of the City of Riverside, California, Amending the Conflict of Interest Code of the City of Riverside for City Employees and Officials in its Entirety and by Repealing Resolution No. 23653 which Amendment is to be Effective Upon Adoption, Resolution No. 23932 of the City Council of the City of Riverside, California, Amending the Conflict of Interest Code of the City of Riverside as Successor Agency to the Redevelopment Agency of the City of Riverside for Agency Officials and Employees in its Entirety by Repealing Resolution No. 23654 which Amendment is To Be Effective Upon Adoption, and Resolution No. 23933 of the City Council of the City of Riverside, California, Amending the Conflict of Interest Code of the City of Riverside for City Boards and Commissions Members in its Entirety by Repealing Resolution No. 23655, which Amendment is to be Effective Upon Adoption, were presented and adopted.

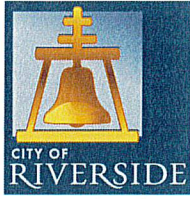
#### MINUTES

The minutes of the meetings of November 15 and 22, 2022 were approved as presented.

#### AGREEMENT AMENDMENT - INLAND EMPIRE SMALL BUSINESS DEVELOPMENT CENTER - COMPREHENSIVE TECHNICAL ASSISTANCE TO BUSINESSES

The City Council approved the Economic Development, Placemaking, and Branding/Marketing Committee recommendation to (1) approve the First Amendment to the Professional Consultant Services Agreement between University Enterprises Corporation at California State University San Bernardino on behalf of the Inland Empire Small Business Development Center, a California Corporation, and the City of Riverside in the total amount of \$100,000; and (2) authorize the City Manager, or designee, to execute the Professional Consultant Services Agreement with University Enterprises Corporation on behalf of the Inland Empire Small Business Development Center, including making minor and non-substantive changes to complete the transaction.





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#### GRANT WRITING ASSISTANCE FOR COMPETITIVE GRANT FUNDING APPLICATIONS

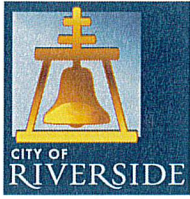
The City Council, with five affirmative votes, authorized the Chief Financial Officer, or his designee, to record a supplemental appropriation in the amount of \$150,000 in the General Fund, City Manager-Sundry/General Government account, from General Fund available fund balance, for a discretionary assistance pool for departments to obtain outside grant writing assistance as-needed where time limitations and/or expertise does not exist with City staff to complete competitive grant funding applications.

#### HOME INVESTMENT PARTNERSHIPS LOAN AGREEMENT - THE ASPIRE PROJECT- TERMED-OUT FOSTER AND HOMELESS YOUTHS - 3861-3893 THIRD

The City Council (1) approved a HOME Investment Partnerships Loan Agreement with The Aspire, LP for \$459,981 of HOME Investment Partnerships Program funds for the development of eleven HOME-restricted affordable housing units as part of The Aspire Project, a 32-unit multi-family affordable housing project for termed-out foster youth and homeless youth located at 3861-3893 Third Street; and (2) authorized the City Manager, or designee, to execute the HOME Investment Partnerships Loan Agreement with The Aspire, LP, including making minor and non-substantive changes.

#### HOME INVESTMENT PARTNERSHIPS LOAN AND REHABILITATION AGREEMENTS - AFFORDABLE HOUSING UNITS - CEDAR STREET PROJECT - 4292 CEDAR

The City Council (1) approved a HOME Investment Partnerships Loan Agreement with Riverside Housing Development Corporation for \$255,000 of HOME Investment Partnerships Program funds for the development of three affordable housing units located at 4292 Cedar Street; (2) authorized the City Manager, or designee, to execute the HOME Investment Partnerships Loan Agreement with Riverside Housing Development Corporation, including making minor and non-substantive changes; (3) approved a Rehabilitation Agreement for the Cedar Street Project with Riverside Housing Development Corporation for \$471,000 of Community Development Block Grant funds for the development of three affordable housing units located at 4292 Cedar Street; and (4) authorized the City Manager, or designee, to execute the Rehabilitation Agreement for the Cedar Street Project with Riverside Housing Development Corporation, including making minor and non-substantive changes.



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**AGREEMENT AMENDMENT - THE CHEECH MARIN CENTER FOR CHICANO ART AND CULTURE**  
The City Council (1) approved the First Amendment to Management Agreement for The Cheech Marin Center for Chicano Art and Culture of the Riverside Art Museum; and (2) authorized the City Manager, or his designee, to execute any necessary, financial, or legal documents, including making minor and non-substantive changes in order to execute the agreement.

**CASE PR-2022-001346 - ELECTRIFIED SECURITY FENCE SYSTEMS IN INDUSTRIAL ZONES - ORDINANCE ADOPTED**

The City Council adopted an Ordinance amending Table 19.150.020.B, Section 19.910.140 and adding Section 19.550.025 of the Riverside Municipal Code to permit electrified security fence systems in Industrial Zones by right and in Commercial, Railway and Neighborhood Commercial Overlay Zones subject to a Minor Conditional Use Permit and prohibit electrified fences in Mixed-Use and Public Facilities Zones and adjacent to any park; whereupon, the title having been read and further reading waived, Ordinance No. 7617 of the City Council of the City of Riverside, California, Amending Table 19.150.020.B, Section 19.910.140 and Adding Section 19.550.025 of the Riverside Municipal Code, was presented and adopted.

**DEVELOPMENT IMPACT FEE ACTIVITY STATUS REPORT - LOCAL PARKS**

The City Council received and ordered filed the status report on development impact fee activity for local parks.

**DEVELOPMENT IMPACT FEE ACTIVITY STATUS REPORT - REGIONAL AND RESERVE PARKS**

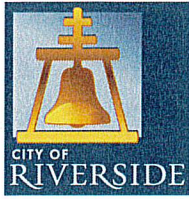
The City Council received and ordered filed the status report on development impact fee activity for regional and reserve parks.

**DEVELOPMENT IMPACT FEE ACTIVITY STATUS REPORT - TRAILS DEVELOPMENT**

The City Council received and ordered filed the status report on development impact fee activity for trails development.

**DEVELOPMENT IMPACT FEE ACTIVITY STATUS REPORT - OVERLOOK PARKWAY CROSSING OF ALESSANDRO ARROYO**

The City Council received and ordered filed the status report on development impact fee activity for the Overlook Parkway Crossing of the Alessandro Arroyo.



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**FISCAL YEAR 2021-22 ANNUAL LOCAL AGENCY SPECIAL TAX AND BOND ACCOUNTABILITY**  
The City Council received and ordered filed the Annual Local Agency Special Tax and Bond Accountability Report for Fiscal Year 2021-2022 to fulfill the annual reporting requirements of Senate Bill 165.

**AGREEMENT AMENDMENT - TRANSPORTATION AND REMOVAL OF HAZARDOUS MATERIALS**  
The City Council (1) approved the Third Amendment to the Professional Consultant Services Agreement with Environmental Logistics, Inc., to increase the total agreement amount by \$250,000 to an amount not-to-exceed \$1,750,000 for the transportation and disposal of hazardous materials for the initial agreement term ending June 30, 2023; and (2) authorized the City Manager or his designee to execute the Professional Consultant Services Agreement with Environmental Logistics, Inc., including making minor and non-substantive changes.

**BID 7880 - SELF-CONTAINED BREATHING APPARATUS BACK FRAMES - SUPPLEMENTAL APPROPRIATION**

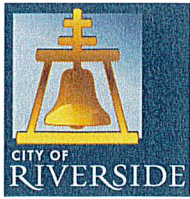
The City Council (1) awarded Bid 7880 to Municipal Emergency Services for the purchase of twenty-four X3-21 self-contained breathing apparatus back frames in the amount of \$85,690.48; and (2) with at least five affirmative votes, authorized an increase in revenue and an appropriation in expenditures in an equal amount of \$85,690.48 in the Grants and Restricted Programs Urban Search & Rescue; and (3) authorized the City Manager, or designee, to execute all documents necessary to complete the financing, including making minor and non-substantive changes.

**COMMERCIAL LEASE AGREEMENT - MAGNOLIA PLACE SHOPPING CENTER - 10560 MAGNOLIA - SUITE A**

The City Council (1) approved a new Commercial Lease Agreement with Clubhouse Associates, dba Events Sports Grill, Riverside, in the amount of \$7,156.04 per month with 1.5 percent increases annually for the balance of the lease agreement; and (2) authorized the City Manager, or designee, to execute the commercial lease agreement and any other related documents.

**PURCHASE - LIQUIFIED PETROLEUM GAS - CORPORATION YARD**

The City Council (1) approved the purchase and delivery of liquified petroleum gas (propane) for the City of Riverside Corporation Yard with Mutual Liquid Gas and



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Equipment Company, Inc., Corona, California in the total amount of \$65,000 for Fiscal Year 2022-23; and (2) authorized the City Manager, or designee, to execute the Contract Renewal with Mutual Liquid Gas & Equipment Co., Inc., including making minor and non-substantive changes, and to execute any one-year renewal period extensions in the amount of \$65,000 annually.

#### AWARD BID 7959 - CURRENT MODEL FORD BRONCO SPORTS

The City Council awarded Bid 7959 to Fritts Ford, Riverside, California for the purchase of five new current model Ford Bronco Sports for the Community and Economic Development Department, Building & Safety Division in the total amount of \$166,323.50.

#### MEASURE Z - DAIKIN WATER CHILLED COOLER - 3900 MAIN

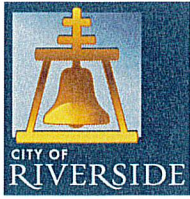
The City Council (1) authorized a 42.6 percent change order authority to Purchase Order No. 214603 with NSW Mechanical Service, LLC, Anaheim, in the amount of \$73,988.10 for the purchase of one Daikin Water Cooled Chiller for a revised compensation of \$247,833; and (2) authorized the City Manager, or designee, to execute all necessary documents to Purchase Order No. 214603 including making minor and non-substantive changes.

#### SALARY REGULATIONS TO CLEARLY DEFINE SALARY STEP PROGRESSION - ORDINANCE INTRODUCED

The City Council introduced an ordinance to amend Chapter 2.32 of the Riverside Municipal Code entitled Salary Regulations to clearly define salary step progression in accordance with established personnel policies and procedures in Section 2.32.060; whereupon an Ordinance entitled "An Ordinance of the City of Riverside, California, Amending Section 2.32.060 of the Riverside Municipal Code Regarding Salary Regulations," was presented and introduced.

#### TELECOMMUTING PROGRAM POLICY REVISIONS - EXEMPT EMPLOYEES

The City Council adopted the proposed revisions to the Telecommuting Program Policy for Fair Labor Standards Act (FLSA) Exempt Employees and the establishment of a new policy, Telecommuting Program for FLSA Non-Exempt Employees, to the City's personnel policies contained in the Human Resources Policy and Procedure Manual.



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#### MASTER FRINGE BENEFITS AND SALARY PLAN - 2023 STATE MANDATED INCREASE - MINIMUM WAGE - RESOLUTION

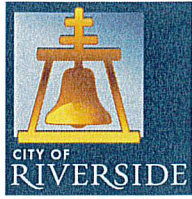
The City Council adopted a Resolution amending the Master Fringe Benefits and Salary Plan to reflect the 2023 State Mandated increase to the minimum wage; whereupon, the title having been read and further reading waived; Resolution No. 23934 of the City Council of the City of Riverside, California, Amending Resolution No. 21052 and the Master Fringe Benefits and Salary Plan to Reflect the 2023 State Mandated Increase to the Minimum Wage, was presented and adopted.

#### STATE LIBRARY GRANT AWARD - ZIP BOOKS PROJECT - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a grant award from the California State Library for Zip Books Project in the amount of \$24,628 for the purchase of library materials; (2) with at least five affirmative votes, and upon receipt of the grant award, authorized the Chief Financial Officer, or designee, to record an increase in revenue and a supplemental appropriation in the amount of \$24,628, or in the amount of the grant award, in the Grants and Restricted Programs Fund, Zip Books Grant 22 Project accounts; and (3) authorized the Library Director, or designee, to execute any and all grant documents with California State Library, including making minor and non-substantive changes.

#### STATE LIBRARY, LIBRARY SERVICES AND TECHNOLOGY ACT GRANT - DÍA DE LOS NIÑOS PROJECT - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted an award of \$20,000 from the California State Library, Library Services and Technology Act (LSTA) funds for the Riverside Public Library's Día de los Niños project; (2) authorized the City Manager, or his designee, to submit the name of grant application, accept awards, certificates, etc., and make minor and non-substantive changes in documents associated with the grant application; (3) with at least five affirmative votes, and upon receipt of the award, authorized the Chief Financial Officer, or designee, to record an increase in revenue and a supplemental appropriation in the amount of the grant award in the Grants and Restricted Programs Fund, Día de los Niños program revenue and expenditure accounts; and (4) authorized the City Manager, or designee, to execute all applicable grant documents for the above funding, making non-substantive changes as needed.



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#### STATE LIBRARY, LIBRARY SERVICES AND TECHNOLOGY ACT GRANT - RIVERSIDE READS 2023 PROJECT - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a \$20,000 grant from the California State Library, Library Services and Technology Act (LSTA) to support the Riverside Public Library's Riverside Reads 2023 project; (2) with at least five affirmative votes, and upon receipt of the award, authorized the Chief Financial Officer, or designee, to record an increase in revenues and a supplemental appropriation in the amount of the grant award, in the Grants and Restricted Programs Fund, Riverside Reads Project revenue and expenditure accounts; and (3) authorized the City Manager, or designee, to execute all grant related documents, making minor and non-substantive changes as necessary.

#### POLICE SERVICE DOG RETIREMENT

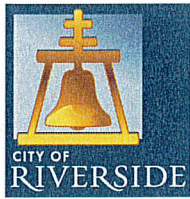
The City Council (1) declared Police Service Dog "Nacho" as retired and surplus property to the needs of the Police Department; (2) approved the donation of Police Service Dog "Nacho" to his current handler, Officer Samayoa, at no cost to the City; and (3) with five affirmative votes, authorized an appropriation in the amount of \$45,000 to Police Capital Projects Account No. 3195000-462200 for the purchase of a Police Service Dog, required handlers training, and equipment.

#### SHAREHOLDER PROXY AUTHORITY AND ASSIGNMENT OF SHARES - MUTUAL WATER COMPANIES

The City Council (1) confirmed the shareholder proxy authority for voting representatives and alternates outlined in the staff report; (2) authorized the assignment of shares for each mutual water company owned by the City to the specified Board of Public Utilities members; (3) rescinded any and all prior assigned shares owned by the City to the mutual water companies listed; and (4) delegated authority to any designated representative or alternate to vote the City's shares as the City's proxy at all meetings of the respective mutual water companies from the date of this action until amended, consistent with the City's adopted policies and Strategic Plan.

#### SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY FISCAL YEAR 2021-22 SEMI-ANNUAL EXPENDITURE REPORT

The City Council received and ordered filed the Southern California Public Power Authority semi-annual expenditure report for Fiscal Year 2021-22.



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#### AGREEMENT AMENDMENT - GRANULAR ACTIVATED CARBON TESTING

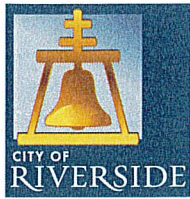
The City Council (1) approved the Second Amendment to the Professional Consultant Services Agreement for Granular Activated Carbon Testing with Carbon Activated Corporation, Compton, California, for a three-year term through December 31, 2025, in an amount not-to-exceed \$2,652,000; and (2) authorized the City Manager, or designee, to execute the Second Amendment to the Professional Consultant Services Agreement, including making minor and non-substantive changes and to sign all documents and instruments necessary to complete the transactions.

#### REQUEST FOR PROPOSAL 2056 - DESIGN-BUILD AGREEMENT - WATER SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) TECHNOLOGY UPGRADE

The City Council (1) approved the Design-Build Agreement for Water SCADA Technology Upgrade from Request for Proposal (RFP) 2056 with Tesco Controls, Sacramento, in the amount of \$9,318,000 plus 10 percent change order authority in the amount of \$931,800; (2) authorized the City Manager, or designee, to execute the Design-Build Services Agreement including making minor and non-substantive changes and to sign all documents and instruments necessary to complete the transactions; (3) approved the Professional Services Agreement for Owner's Representative Services for the Water SCADA Technology Upgrade Project from RFP 2109 with Eramosa International, Inc., of Overland Park, Kansas, for a term through December 31, 2028, in the amount of \$1,303,286, plus 10 percent change order authority in the amount of \$130,329; and (4) authorized the City Manager, or designee, to execute the Professional Services Agreement including making minor and non-substantive changes and to sign all documents and instruments necessary to complete the transactions.

#### MEASURE Z - AWARD BID 7923 - CITYWIDE CURB, GUTTER, SIDEWALK AND AMERICAN DISABILITY ACT (ADA) RAMPS REPAIR

The City Council (1) awarded a construction contract for Bid 7923 for Citywide curb, gutter, sidewalk, and ADA ramps repair to All Cities Engineering, Inc., Jurupa Valley, California, in the amount of \$710,743; and (2) authorized the City Manager, or designee, to execute the construction contract with All Cities Engineering, Inc., including making minor and non-substantive changes.



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#### BID 7918 - VAN BURENBOULEVARD SEWER SYSTEM, KRAMERIA SEWER PUMP STATION, AND WOOD ROAD SEWER PUMP STATION IMPROVEMENTS

The City Council rejected all bids and released related bid bonds received for Bid 7918 regarding construction of Van Buren Boulevard sewer system, Krameria Sewer pump station, and Wood Road sewer pump station improvements.

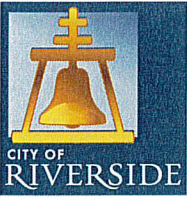
#### CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) GRANT - FISCAL YEAR 2022-23 BEVERAGE CONTAINER RECYCLING AND LITTER REDUCTION PROGRAM - SUPPLEMENTAL APPROPRIATION - RESOLUTION

The City Council (1) adopted an amended and restated resolution authorizing the City Manager, or designee, to apply for, and submit funding requests to the CalRecycle for beverage container recycling and litter cleanup activities up to and including June 30, 2028; (2) received a grant for Fiscal Year 2022-2023 in the amount of \$79,215.00, or the actual awarded amount, from the California Department of Resources and Recovery Beverage Container Recycling and Litter Reduction Program; and (3) with at least five affirmative votes, and upon grant award, authorized the Chief Financial Officer, or designee, to record an increase in revenue and appropriate expenditures in the amount of the grant award in the Grants and Restricted Programs Fund, Cal Recycle Beverage Container 22-23 Program; whereupon, the title having been read and further reading waived, Resolution No. 23935 of the City Council of Riverside, California, Authorizing the City Manager to Annually Execute on Behalf of the City of Riverside all Necessary Applications, Contracts, Payment Requests, Agreements and Amendments in the Process of Applying for and Securing Funds Under the California Department of Resources Recycling and Recovery (CALRECYCLE) Beverage Container Recycling City/County Payment Program, was presented and adopted.

#### MEASURE Z - PAVEMENT MANAGEMENT PROGRAM UPDATE - STREET IMPROVEMENTS

The City Council (1) received and ordered filed an update on the Pavement Management Program; and (2) with at least five affirmative votes, authorized the Chief Financial Officer, or designee, to record a supplemental appropriation from Measure Z unallocated reserves in the amount of \$3,500,000 to the Measure Z Capital Fund, Pavement Rehab/Pedestrian Facilities Improvements Project.





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#### COMMUNICATIONS

##### CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced there were no reportable action taken during closed session.

##### ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilmember Conder requested a report to form a working group to discuss an alternative proposal identifying funding for undergrounding portions of the RTRP in mid-January 2023.

The City Council adjourned at 9:27 p.m. in memory of Jennifer Nicole Hyde.

Respectfully submitted,

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DONESIA GAUSE  
City Clerk