



City Council Memorandum

City of Arts & Innovation

TO: HONORABLE MAYOR AND CITY COUNCIL DATE: FEBRUARY 26, 2019

FROM: CITY ATTORNEY WARDS: ALL

**SUBJECT: ANNUAL OMNIBUS CLEAN-UP ORDINANCE PROPOSING VARIOUS
CLARIFYING, CONFORMING, TECHNICAL AND OTHER AMENDMENTS TO
THE RIVERSIDE MUNICIPAL CODE - ORDINANCE**

ISSUE:

Adoption of an ordinance amending various sections of the Riverside Municipal Code to make various clarifying, conforming, technical, and other amendments in order to ensure that the Code remains current, relevant, and consistent with existing statutory and decisional law.

RECOMMENDATIONS:

That the City Council:

1. Find that this ordinance is not subject to CEQA pursuant to Sections 15060(c)(2), 15060(c)(3), and/or 15061(b)(3) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, as it will not result in a direct or reasonably foreseeable indirect physical change in the environment nor have a significant impact on the environment; and
2. Introduce and subsequently adopt the attached ordinance amending the Riverside Municipal Code.

DISCUSSION:

Annually, the City Attorney's Office requests that the City Manager, City Clerk and all Department Heads confer with their respective staff and advise whether provisions of the Riverside Municipal Code are outdated and require amendment. Based on information provided by the Departments, the City Attorney's Office has reviewed and determined that certain clarifications and elimination of outdated provisions of the code exist, including any provisions which have become obsolete, or otherwise unnecessarily duplicative of state law, or require restatement to ensure compliance with state law.

TITLE	PROPOSED AMENDMENTS
--------------	----------------------------

- | | |
|----|--|
| 1 | Adds language to the notice of lien that the monetary penalties accrue daily as well as remove the language allowing administrative fines and penalties to be placed on the tax roll. |
| 2 | Clarifies salary upon reclassification or promotion. Removes the redundant use of City Manager and Director of Emergency Services and clarifies City Manager instead of Executive Director for the Community Police Review Commission. |
| 3 | Changes the Consumer Price Index to Riverside-San Bernardino-Ontario area and removing from the Finance risk management functions, claims handling. |
| 4 | Clarifies the ability of the Mayor, Councilmembers, City Manager, City Attorney and City Clerk to submit additional documents prior to an agendized matter. Provides for procedures for excuse from the Sunshine Ordinance for Special Meetings. |
| 5 | Changes the Consumer Price Index to Riverside-San Bernardino-Ontario area. |
| 6 | Removes duplicative language that is already contained in Title 19. Revises the nondiscrimination language to be consistent with State law. |
| 8 | Added language clarifying timing for paying license fee for potentially dangerous or vicious dogs as well as other clarifying language. |
| 9 | Conforms the succession of Director of Emergency Services with the remainder of the chapter. |
| 13 | Clarifies language to include trees, landscaping and irrigation as it relates to work being performed as well as other minor semantic word changes. |
| 14 | Clarifies language as it relates to sewer connections, and discharge into public sewers and storm drains. |
| 16 | Changes the Consumer Price Index to Riverside-San Bernardino-Ontario area. |
| 17 | Removes the reference to Zoning Administrator and replaces it with Community & Economic Development Director. |
| 18 | Removes the reference to Zoning Administrator and replaces it with Community & Economic Development Director. |

At the City Council meeting of February 19, 2019, a matter on the agenda was continued to the next meeting. However, in reviewing Title 4 of the Riverside Municipal Code (Sunshine Ordinance) it was discovered that there are no provisions that allow for a continuance of an agendized item to the next meeting and still comply with the twelve-day requirement of the Sunshine Ordinance. We have revised the Omnibus Ordinance to add an exception to the Sunshine Ordinance, the continuance of an agendized matter to the next meeting.

FISCAL IMPACT:

There is no fiscal impact associated with this report.

Prepared by: Gary G. Geuss, City Attorney

Attachment: Ordinance