



City of Arts & Innovation

**CITY COUNCIL
SUCCESSOR AGENCY
MINUTES**

TUESDAY, JANUARY 10, 2023, 3 P.M.
PUBLIC COMMENT IN PERSON/TELEPHONE
ART PICK COUNCIL CHAMBER
3900 MAIN STREET

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

ABSENT: None

Mayor Lock Dawson called the meeting to order at 3:00 p.m.

Pastor Wallace of Changed Church gave the Invocation.

Councilmember Hemenway led the Pledge of Allegiance.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Patrick Maloney spoke regarding theft in Downtown; expressed condolences to the family of Deputy Isaiah Cordero and thanked the Fire and Police Departments. Jerry Shearer spoke regarding March Joint Power Authority Draft Environmental Impact Report. Scott Andrews wished everyone a Happy New Year and welcomed the new City Manager.

CEREMONIAL PRESENTATION

MAYOR PRO TEM APPOINTMENT

Mayor Lock Dawson presented a plaque to Councilmember Fierro for his dedicated service as Mayor Pro Tem from July through December 2022.

Following discussion, it was moved by Councilmember Edwards and Councilmember Fierro to appoint Councilmember Cervantes as Mayor Pro Tem for January through June 2023. The motion carried unanimously.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards wished everyone a Happy New Year and reported on the Mayor's 1st Business Community Coffee, Eden Housing meeting regarding Mulberry Gardens Project, Neighbors of the Wood Streets meeting, Martin Luther King, Jr., Walk-a-Thon, Downtown Neighborhood Alliance meeting, Downtown parking rates meeting, and Continuum of Care report on supportive housing trends. Councilmember Cervantes reported on Lincoln Park neighborhood meeting, University Neighborhood meeting,



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Martin Luther King, Jr., Walk-a-Thon, and National Law Enforcement Day. Councilmember Fierro reported on the Grand Opening of Cowboy Barbecue. Councilmember Conder wished everyone a Happy New Year and reported on Robing Ceremony for four new Riverside County Superior Court Judges, Sheriff Chad Bianco swearing-in ceremony, and National Law Enforcement Appreciation Day. Councilwoman Plascencia reported on a tour of Ward 5 with the new City Manager, Citrus Heritage Race, and Martin Luther King, Jr., Walk-a-Thon. Councilmember Perry welcomed the new City Manager and reported on tour of Ward 6 and requested to close City Council meeting in honor of fallen Sheriff Deputy Isaiah Cordero. Mayor Lock Dawson reported on Martin Luther King, Jr., Walk-a-Thon, Coffee with Mayor at Back to the Grind, State of the City Address, the City Spirit Award, and thanked staff for their work on the Festival of Lights.

The City Council Mobility and Infrastructure Committee will conduct an in-person and virtual special meeting on Thursday, January 12, 2023, at 1 p.m. at the Art Pick Council Chamber.

The City Council Financial Performance and Budget Committee will conduct an in-person and virtual special meeting on Friday, January 13, 2023, at 1 p.m., at the Art Pick Council Chamber.

PRESENTATIONS

COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT OVERVIEW AND EMPLOYEE RECOGNITION

Following discussion and without formal motion, the City Council received and ordered filed a presentation of the Community and Economic Development Department overview and employee recognition.

LEGAL UPDATE - BROWN ACT REQUIREMENTS FOR TELECONFERENCE MEETINGS

Following discussion and without formal motion, the City Council received and ordered filed a presentation of the Brown Act requirements for teleconference meetings of the legislative body.



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COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

There was no update on Intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

There was no update on update on homeless solutions.

SUSTAINABILITY UPDATE

There was no update on sustainability.

HEALTH, SAFETY, AND SECURITY UPDATES

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

LEGAL UPDATE

There was no legal update.

COUNCILMEMBERS DECLARATION OF CONFLICTS OF INTEREST

There were no conflicts of interest declared at this time.

DISCUSSION CALENDAR

MEASURE Z - BID 7933 - FISCAL YEAR 2019-20 AND FISCAL YEAR 2021-22 COMMUNITY DEVELOPMENT BLOCK GRANT WARD 5 - STREET IMPROVEMENTS - VARIOUS LOCATIONS
Following discussion, it was moved by Councilwoman Plascencia and seconded by Councilmember Perry to (1) award a construction contract for Bid 7933 for Fiscal Year 2019/2020 Community Development Block Grant Ward 5 Street Improvements and Fiscal Year 2021/2022 Community Development Block Grant Street Improvements to Hardy & Harper, Inc., Lake Forest, California, in the amount of \$1,950,000; and (2) authorize the City Manager, or designee, to execute the construction contract, including making minor and non-substantive changes. The motion carried unanimously.



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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 (1) Councilmembers Edwards and Cervantes voting no on adopting an ordinance to rezoning Sycamore Canyon Business Park at 2610 E Alessandro Boulevard; and (2) Councilmember Conder (a) abstaining on the outside counsel budget in the case of Tony Platt v City of Riverside, and (b) voting no on circumstances of the state of emergency and continue to recommend or impose social distancing measures to meet via teleconference.

OUTSIDE COUNSEL BUDGET

The City Council approved the \$50,000 budget to retain William Price, who is already on the City's panel of approved outside counsel to serve as associated counsel on the case regarding Tony Platt v City of Riverside; and (2) authorized the City Attorney to execute the Outside Counsel Engagement Letter.

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

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.

BOARD AND COMMISSION RESIGNATION

The Mayor and City Council filed the resignation of LaTonia R. Scoggins from the Human Relations Commission Citywide seat.

MINUTES

The minutes of the meetings for December 13 and 20, 2022, were approved as presented.

FISCAL YEAR 2021-22 ANNUAL FINANCIAL REVIEW OF SELF-INSURANCE TRUST FUNDS

The City Council approved the financial overview of the City's Self-Insurance Trust Funds for Fiscal Year 2021-22.



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PAINTING SIX TRAFFIC SIGNAL CABINETS - RIVERWALK/PIERCE

The City Council approved the Public Works Department's request to seek competitive bids and/or quotes from local artists to paint six traffic signal cabinets on Riverwalk Parkway between Pierce Street (S) to Pierce Street (N).

ESTABLISH AXLE RESTRICTIONS - LA SIERRA AVENUE/STATE ROUTE 91 - ORDINANCE INTRODUCED

The City Council introduced an Ordinance amending Section 10.56.050 of the Riverside Municipal Code to establish an axle restriction prohibiting use by commercial vehicles exceeding three axles on La Sierra Avenue from the southerly City limits to the SR-91 Freeway; whereupon an ordinance entitled "An Ordinance of the City of Riverside, California, Amending Section 10.56.050 of the Riverside Municipal Code to Establish Axle Restrictions on La Sierra Avenue," was presented and introduced.

CASE PR-2021-001120 - GENERAL PLAN AMENDMENT - REZONING - EXPAND EXISTING SELF-STORAGE FACILITY - 2998 IVY/3399 CENTRAL - ORDINANCE ADOPTED

The City Council adopted an Ordinance amending the Zoning Map of the City of Riverside pursuant to Chapter 19.090 of the Riverside Municipal Code by rezoning approximately 1.62 acres of property located at 2998 Ivy Street and 3399 Central Avenue from R-1-7000 - Single Family Residential and CG - Commercial General to CG-CS - Commercial General and Commercial Storage Overlay Zones; whereupon, the title having been read and further reading waived Ordinance No. 7619 of the City Council 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 Approximately 1.62 Acres of Property located at 2998 Ivy Street and 3399 Central Avenue from R-1-7000 - Single Family Residential and CG - Commercial General to CG-CS - Commercial General and Commercial Storage Overlay Zones, was presented and adopted.

CASE PR-2020-000519 - GENERAL PLAN AMENDMENT - REZONING - SYCAMORE CANYON BUSINESS PARK - 2610 E. ALESSANDRO - ORDINANCE ADOPTED

The City Council adopted an Ordinance amending the Zoning Map of the City of Riverside pursuant to Chapter 19.090 of the Riverside Municipal Code by rezoning approximately 8.82 acres of property located at 2610 E. Alessandro Boulevard from CR-SP - Commercial Retail and Specific Plan (Sycamore Canyon Business Park) Overlay Zones to BMP-SP - Business and Manufacturing Park and Specific Plan (Sycamore Canyon



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Business Park) Overlay Zones; whereupon, the title having been read and further reading waived Ordinance No. 7620 of the City Council 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 Approximately 8.82 Acres of Property Located at 2610 E. Alessandro Boulevard from CR-SP – Commercial Retail and Specific Plan (Sycamore Canyon Business Park) Overlay Zones to BMP-SP–Business and Manufacturing Park and Specific Plan (Sycamore Canyon Business Park) Overlay Zones, was presented and adopted.

DECLARE CITY-OWNED VACANT LAND AS SURPLUS - JURUPA/VAN BUREN - PORTION OF WATER QUALITY CONTROL PLANT - 5950 ACORN - RESOLUTION

The City Council (1) adopted a Resolution to declare as surplus property approximately 1.25 acres of City-owned vacant land located near the intersection of Jurupa Avenue and Van Buren Boulevard (Property), Assessor Parcel Number (APN) 163-300-018, which is a portion of the Water Quality Control Plant; and (2) authorized the marketing and sale of the above Property at fair market value pursuant to Assembly Bill 1486 and in accordance with the City's Administrative Manual Section 08.003.00 for the Disposition and Sale of City-Owned Real Property; whereupon, the title having been read and further reading waived, Resolution No. 23945 of the City Council of the City of Riverside, California, Pursuant to Assembly Bill 1486, Declaring as Surplus Vacant City-Owned Land, Located Near the Intersection of Jurupa Avenue and Van Buren Boulevard, APN 163-300-018, Which is a Portion of the Water Quality Control Plant, was presented and adopted.

FISCAL YEAR 2022 URBAN AREA SECURITY INITIATIVE (UASI) GRANT PROGRAM - HOMELAND SECURITY PLANNER - FIRE DEPARTMENT - SUPPLEMENTAL APPROPRIATION - RESOLUTION

The City Council (1) adopted a Resolution authorizing a grant application for the Department of Homeland Security's 2022 Urban Area Security Initiative (UASI) grant in the amount of \$3,178,500, or the actual award amount; acceptance of the grant award; and authorization for the City Manager to sign any and all necessary documents for this grant program; (2) authorized a limited term grant funded position in the Fire Department's Office of Emergency Services of Administrative Analyst (working title of Homeland Security Planner) that will be attached to this program; and (3) 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 estimated revenues in the amount of \$3,178,500, or the actual amount awarded, and appropriate expenditures in the same



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amount to the UASI Fund, Fire Department UASI Program Accounts; whereupon, the title having been read and further reading waived, Resolution No. 23946 of the City Council of the City of Riverside, California, Authorizing the Submission of Application and Acceptance of Grant Award from the U.S. Department of Homeland Security through the California Office of Emergency Services for the Fiscal Year 2022 Urban Area Security Initiative (UASI) Grant Program and Authorizing the Execution of the Necessary Documents by the City Manager, or His Designee; and Amending the Budget for Fiscal Year 2022-2023, 2023-2024, and 2024-2025 Accordingly, was presented and adopted.

AMERICAN RESCUE PLAN ACT SUBRECIPIENT AGREEMENT - SOCIAL WORK INTERNSHIP PROGRAM - PUBLIC LIBRARY LOCATIONS

The City Council (1) approved the American Rescue Plan Act Subrecipient Agreement with Path of Life Ministries for \$200,000 of the American Rescue Plan Act funds for the Social Work Internship Program called Love Your Neighbor Collaborative at eight Riverside Public Library locations; and (2) authorized the City Manager, or designee, to execute the American Rescue Plan Act Subrecipient Agreement with Path of Life Ministries, including making minor and non-substantive changes and contract extensions subject to availability of funding.

AGREEMENT AMENDMENT - JANITORIAL SERVICES - CITY PARKS AND COMMUNITY CENTERS

The City Council (1) approved the First Amendment to the Services Agreement with Guaranteed Janitorial Services, Inc., in the amount of \$777,789.90 for janitorial services for the term of January 1, 2023, through June 30, 2024; (2) authorized the City Manager, or designee, to execute a 10% change order authority in the amount of \$77,779.00; and (3) authorized the City Manager, or designee, to execute the Amendment with Guaranteed Janitorial Services, Inc., including making minor and non-substantive changes, amendments, and contract extensions subject to availability of funds.

STATE OF CALIFORNIA CITIZENS' OPTION FOR PUBLIC SAFETY PROGRAM 2023 GRANT AWARD - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a grant award from the State of California Citizens' Option for Public Safety program 2023 in the amount of \$490,911, or the actual grant amount, plus a projected interest and growth payment into the Special Deposits Fund, Police State COPS Funding Program; (2) with five affirmative votes, and upon receipt of the grant award, authorized an increase in revenues and appropriation in expenditures in the



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amount of the grant award plus projected interest and growth payment, to the Grants and Restricted Programs Fund, Police State COPS Funding Program; and (3) authorized the City Manager, or designee, to execute necessary documents on behalf of the City making non-substantive changes as necessary.

PURCHASE AND DELIVERY - JET-A AVIATION FUEL - HELICOPTERS

The City Council (1) approved the purchase and delivery of Jet-A Aviation Fuel for City of Riverside helicopters with Epic Aviation, LLC, Salem, Oregon in the total amount of \$150,000 for Fiscal Year 2022/23; (2) approved four optional one-year renewal periods with Epic Aviation, LLC for the purchase and delivery of Jet-A Aviation Fuel products in the amounts of \$165,000 for Fiscal Year 2023/24, \$181,500 for Fiscal Year 2024/25, \$199,650 for Fiscal Year 2025/26, and \$219,615 for Fiscal Year 2026/27 inclusive of 10 percent annual increases for future fuel market volatility; and (3) authorized the City Manager, or designee, to execute all documents pursuant to this purchase including making minor and non-substantive changes, and annual renewal extensions.

LEASE AGREEMENT AMENDMENT - MISSION SQUARE OFFICE - 3750 UNIVERSITY, SUITE 125

The City Council (1) approved the Second Amendment to the Lease Agreement with The IG Group LLC, operating as Slater's 50/50, to extend the Lease Agreement to a 15-year term from January 1, 2021, to December 31, 2036, and adjust the Rent Commencement date from August 22, 2019, to January 1, 2021; and (2) authorized the City Manager, or designee, to execute the Second Amendment, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.

AGREEMENTS - REQUEST FOR PROPOSALS 2137, 2138, AND 2139 - ENERGY EFFICIENCY PROGRAMS

The City Council (1) approved a Professional Consultant Services Agreement from Request for Proposal No. 2137 for a Consultant Administered Direct Installation Services for Outdoor Lighting Program with Richard Heath and Associates, Inc., Fresno, California, for a three-year term with two optional one-year extensions, in the amount of \$1,250,000; (2) approved a Professional Consultant Services Agreement from Request for Proposal No. 2138 for a Consultant Administered Refrigerated Load Program with Staples & Associates, Inc., Bakersfield, California, for a three-year term with two optional one-year extensions, in the amount of \$250,000; (3) approved a Professional Consultant Services



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Agreement from Request for Proposal No. 2139 for a Consultant Administered Direct Installation Services for Small Business Program with Richard Heath and Associates, Inc., Fresno, California, for a three-year term with two optional one-year extensions, in the amount of \$1,250,000; and (4) authorized the City Manager, or designee, to execute the Professional Consultant Services Agreements, including making minor and non-substantive changes to the agreements.

CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at 4:19 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Ronald Ruddy v. City of Riverside, WCAB Claim No.(s): ADJ 12114059, CL# 190029; (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Jennifer McDowell v. City of Riverside, WCAB Claim No. (s): ADJ125249469, ADJ12293920, ADJ7645953, ADJ764341, RIV0043559; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Dora Lewis-Burns v. City of Riverside, et al., Riverside Superior Court Case No. CVRI2100959; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Tony Platt v. City of Riverside, Riverside Superior Court Case No. RIC1822011; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Tony Platt v. City of Riverside, Riverside Superior Court Case No. RIC1822011; (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 two cases; (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; and (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.

Mayor Lock Dawson and the City Council returned to open session at 5:48 p.m. with all Councilmembers present.



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COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced that the City Council by a 6 - 0 vote, Councilmember Conder recusing citing conflict of interest, authorized the City Attorney's office to seek extraordinary relief from the Court of Appeals based on the trial court's denial of the City's motion to disqualify Plaintiff's counsel in the Tony Platt v City of Riverside case. The disqualification motion was based upon Plaintiff's counsel being in receipt of confidential closed session and attorney client privileged information which is prejudicial to the City and which precludes the City from receiving a fair trial.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no items requested at this time.

Councilmember Conder announced that the Meridian Dog Park ribbon cutting event may be postponed due to weather condition.

The City Council adjourned at 5:51 p.m. in memory of Deputy Isaiah Cordero.

Respectfully submitted,

DONESIA GAUSE
City Clerk