



*City of Arts & Innovation*

## CITY COUNCIL

### MINUTES

TUESDAY, DECEMBER 7, 2021, 1 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 1:02 p.m.

Councilmember Cervantes gave the Invocation and led the Pledge of Allegiance to the Flag.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Ernesto Carbajal spoke regarding street sweeping and ticketing in front of commercial buildings. Jason Hunter spoke regarding a former city employee, Southern California Public Power Authority (SCPPA) and Measure MM. Tim Maloney spoke regarding the request for proposal for parking management services of downtown parking facilities.

#### MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on the turkey drive, visit to Fairmont Park to identify different needs for the parks, Chanukah Festival, visit to three encampments at the Riverbottom, Downtown Partnership luncheon, Cinema festival, 2 years in office as Councilmember, Riverside Philharmonic Concert, and Alternative Gift Fair. Councilmember Cervantes reported on Chanukah Festival, congratulated California School of the Deaf football team, Craving Crab Haus Restaurant opening, University of California Riverside School of Public Policy, Snow Day at Bordwell Park, Sycamore Canyon community meeting, Latino Network, Peacekeeper Ministry toy giveaway, and thanked Sanitation and Public Work Department. Councilmember Fierro reported on Free Little Pantry program and congratulated California School of the Deaf football team. Councilmember Conder reported on Chanukah Festival, the Night of Remembrance at Grove Community Church, and the 80th anniversary of Pearl Harbor. Councilwoman Plascencia reported on Assemblywoman Cervantes visit to businesses in Ward 5, meeting with Jennifer Gamble of The Weber House, Chanukah Festival, speaking event for women of Carpenters Local Union, and partnering with the Riverside Police Department to collect gift cards for families. Councilmember Perry reported on Chanukah Festival, working with various non-profit organizations in providing needs for the holiday, Joint Power Authority meeting, Arlington Business Partnership, Park Winter Wonderland, Victorian Heritage Open House Christmas event, and the passing of Larry Allen. Councilmember Hemenway reported on La Sierra Academy pre-school ribbon cutting, La Sierra University



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Candlelight concert, and the Arlanza fire. Mayor Lock Dawson reported on City sponsorships and congratulated California School of the Deaf and Arlington Lions.

The City Council Financial Performance and Budget Committee will conduct a virtual and in person meeting on Friday, December 10, 2021, at 3:00 p.m. at the Art Pick Council Chamber.

#### CEREMONIAL PRESENTATION

##### DAY OF INCLUSION

Mayor Lock Dawson presented a Proclamation to Riverside Museum Associates Multicultural Council representative Rose Monge designating December 17, 2021, as Day of Inclusion.

#### PRESENTATION

##### RIVERSIDE DOWNTOWN METROLINK STATION IMPROVEMENTS PROJECT UPDATE

Following discussion and without formal motion, the City Council received and ordered filed an update on the Riverside Downtown Metrolink Station Improvements project.

#### COMMUNICATIONS

##### INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

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

##### HOMELESS SOLUTIONS UPDATE

The City Council received an update on homeless solutions.

##### SUSTAINABILITY UPDATE

The City Council received an update on sustainability.

##### STRATEGIC PLAN UPDATE

The City Council received an update on strategic planning.

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

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



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#### LEGAL UPDATE

There was no legal update.

#### 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 except (1) the creation of Chief Diversity, Equity and Inclusion Officer classification and salary range; (2) Bid 7863 for Police Department electric bicycles for the Parks and Neighborhood Specialist Team; and (3) the shareholder proxy authority for voting representatives and alternates for water companies which was removed from the Consent Calendar for separate discussion. The motion carried unanimously.

#### 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 that state and/or local officials continue to recommend social distancing measures.

#### OUTSIDE COUNSEL EXPENDITURE REPORT

The City Council received and ordered filed the Outside Counsel Expenditure Report for the period of July 1, 2021 through September 30, 2021, as provided in the outside counsel policy approved by City Council on June 16, 2015.

#### MINUTES

The minutes of the meetings of November 9 and 16, 2021, were approved as presented.

#### BOARD AND COMMISSION RESIGNATION

The Mayor and City Council (1) accepted the resignation of Tiffani Graham from the Board of Ethics Ward 6 seat, effective immediately; and (2) requested the City Clerk to process the vacancy.

#### DECLARE SURPLUS VACANT CITY-OWNED LAND AND PROPERTIES - RESOLUTION -3472 AND 3473 FARNHAM/9384 MARTHA

The City Council (1) adopted a Resolution to declare as surplus property the three City-owned vacant land sites located at: (a) 3472 Farnham Place, identified as Assessor's Parcel Number 233-062-011; (b) 3473 Farnham Place, bearing Assessor's Parcel



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Number 233-062-010; and (c) 9384 Martha Way, bearing Assessor's Parcel Number 233-074-009; and (2) authorized the marketing and sale of these three properties located at 3472 Farnham Place, 3473 Farnham Place and 9384 Martha Way pursuant to Assembly Bill 1486 and in accordance with the City's Administrative Manual 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. 23804 of the City Council of the City of Riverside, Pursuant to Assembly Bill 1486, Declaring as Surplus Vacant City-Owned Land, Located at 3472 & 3473 Farnham Street and 9384 Martha Way, Riverside, California, Acquired for the State 91/Van Buren Boulevard Interchange Improvement Project, was presented and adopted.

#### AMENDMENT TO RIVERSIDE MUNICIPAL CODE - SIDEWALK VENDORS - ORDINANCE ADOPTED

The City Council adopted an Ordinance amending Chapter 5.38 of the Riverside Municipal Code regarding Sidewalk Vendors; whereupon, the title having been read and further reading waived, Ordinance No. 7578, of the City Council of the City of Riverside, California, Amending Chapter 5.38 of the Riverside Municipal Code Regarding Sidewalk Vendors, was presented and adopted.

#### 2020 URBAN SEARCH AND RESCUE RESPONSE SYSTEM COOPERATIVE AGREEMENT GRANT AMENDMENT - ADMINISTRATION AND EQUIPMENT ACQUISITION - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted the amended grant awarded from the Department of Homeland Security (DHS) for the 2020 Urban Search and Rescue Response System Cooperative Agreement in the amount of \$47,918; (2) upon receipt of the grant award, authorized the Chief Financial Officer, or designee, to record an increase in revenue and appropriate expenditures in an amount equal to the amended grant award, to the Grants and Restricted Programs Fund 2020 Urban Search and Rescue revenue and expenditure accounts; and (3) authorized the City Manager, or designee, to execute the 2020 Urban Search and Rescue Response System Cooperative Agreement from the Department of Homeland Security and USAR grant documents including making minor and non-substantive changes.

#### AMENDMENT AGREEMENT - ANNUAL MAINTENANCE OF ELEVATORS - VARIOUS LOCATIONS

The City Council (1) approved the First Amendment to Services Agreement with Executive Elevator, Inc., Rancho Cucamonga, California, for annual maintenance of City of



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Riverside elevators at various locations for a four-year term ending July 1, 2025 in the amount of \$91,556.82 for a total revised contract amount of \$119,576.82; and (2) authorized the City Manager, or designee, to execute the First Amendment to the Services Agreement with Executive Elevator, Inc., Rancho Cucamonga, California including making minor and non-substantive changes.

#### RIVERSIDE ART MUSEUM PARTIAL REIMBURSEMENT - CHEECH MARIN CENTER FOR CHICANO ART AND CULTURE - SUPPLEMENTAL APPROPRIATION - 3581 MISSION INN

The City Council (1) accepted the \$2,600,000 reimbursement from the Riverside Art Museum; and (2) authorized a supplemental appropriation in the amount of \$2,600,000 from Riverside Art Museum to the City and recording of an increase in revenue and appropriation of expenditures in the amount \$2,600,000 in the Cheech Marin Center Fund, Cheech Marin Center Project accounts.

#### EMPLOYER PAID MEMBER CONTRIBUTIONS - SERVICE EMPLOYEES INTERNATIONAL UNION - RESOLUTIONS

The City Council adopted two Resolutions for paying and reporting the value of Employer Paid Member Contributions for members of the Service Employees International Union General and Service Employees International Union Refuse Units; whereupon, the titles having been read and further readings waived, Resolution No. 23805 of the City Council of the City of Riverside, California, Paying and Reporting the Value of Employer Paid Member Contributions, Effective July 4, 2014; and Resolution No. 23806 of the City Council of the City of Riverside, California, Paying and Reporting the Value of Employer Paid Member Contributions, Effective November 21, 2014, were presented and adopted.

#### MASTER FRINGE BENEFITS AND SALARY PLAN AMENDMENT - RESOLUTION

The City Council adopted a Resolution amending the Master Fringe Benefits and Salary Plan to reflect the 2022 State Mandated increase to the minimum wage from \$14 to \$15 hourly; whereupon, the title having been read and further reading waived, Resolution No. 23807 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 2022 State Mandated Increase to the Minimum Wage, was presented and adopted.

#### AGREEMENT - CONSTRUCTION INSPECTION, MATERIAL TESTING, AND GEOTECHNICAL SERVICES

The City Council (1) awarded a Professional Consultant Services Agreement with Hilltop Geotechnical, Inc., for on-call construction inspection, testing, and geotechnical services



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in an amount not-to-exceed \$200,000 per year and not-to-exceed \$500,000 total over a three-year term, with the option to extend for one additional two-year term in an amount not-to-exceed \$400,000; and (2) authorized the City Manager, or his designee, to execute the Professional Consultant Services Agreement with Hilltop Geotechnical, Inc., including making minor and non-substantive changes and the optional two-year extension.

#### FISCAL YEAR 2020-21 SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY SEMI-ANNUAL EXPENDITURE REPORT

The City Council received and ordered filed the Southern California Public Power Authority semi-annual expenditure report for Fiscal Year 2020-21.

#### REVISIONS TO PERMISSIBLE USE OF GREENHOUSE GAS ALLOWANCE VALUE AND PROCEEDS POLICY

The City Council adopted revisions to the City of Riverside's Policy on the Permissible Use of Greenhouse Gas Allowance Value and Proceeds.

#### AGREEMENT - PUBLIC BENEFITS PROGRAM - ENERGY EFFICIENCY PROGRAM

The City Council (1) approved a new Public Benefits Program for Energy Efficiency Site Evaluations; (2) approved a Professional Consultant Services Agreement for RFP No. 2092 for a Consultant Administered Energy Efficiency Program with TRC Engineers, Inc., for a term of three years, with two optional one-year extensions, in the amount of \$750,000; and (3) authorized the City Manager, or designee, to execute the Professional Consultant Services Agreement with TRC Engineers, Inc., including making minor and non-substantive changes to the agreement and to execute the two additional one-year extensions.

#### COOPERATIVE AGREEMENT - WEST END MORENO MDP LINE GG STAGE 1 - STORM DRAIN FACILITIES

The City Council (1) approved a Cooperative Agreement for Project No. 4-0-00788-01 between the City of Riverside, Riverside County Flood Control and Water Conservation District, and MS 215 LLC; and (2) authorized the City Manager, or his designee, to execute the Cooperative Agreement, including making minor and non-substantive changes.



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#### TRAFFIC CIRCULATION PILOT PROJECT - MARKET AND SIXTH STREETS

The City Council approved a one-month traffic circulation pilot project to prohibit through and left-turn movements at the eastbound and westbound approaches of the intersection of Market and Sixth Streets.

#### TEMPORARY NEIGHBORHOOD TRAFFIC CIRCLE IMPROVEMENT PILOT PROJECT - CHALLEN/ORLANDO/FOOTHILL

The City Council approved a 6-month temporary Neighborhood Traffic Circle improvement pilot project at the intersection of Challen Avenue and Orlando Drive/Foothill Avenue.

#### DISCUSSION CALENDAR

#### MASTER FRINGE BENEFITS AND SALARY PLAN - CREATION OF CHIEF DIVERSITY, EQUITY AND INCLUSION OFFICER CLASSIFICATION AND SALARY RANGE - FUNDS TRANSFER

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Conder to table the creation of a Chief Diversity, Equity and Inclusion Officer classification and bring it back as part of the Priority-Based Budget. The motion carried with Councilmembers Fierro, Conder, Perry, and Hemenway voting aye, and Councilmembers Edwards, Cervantes, and Councilwoman Plascencia voting no.

#### MEASURE Z - BID 7863 - PARKS AND NEIGHBORHOOD SPECIALIST TEAM

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilmember Perry to award Bid 7863 for Police Department Electric Bicycles to Cyclery USA, Riverside, in the amount of \$129,194.76 for twenty-two Verve electric bicycles with a five-year service plan for the Parks and Neighborhood Specialist Team. The motion carried unanimously.

#### SHAREHOLDER PROXY AUTHORITY FOR VOTING REPRESENTATIVES AND ALTERNATES - ASSIGNMENT OF SHARES

Following discussion, it was moved by Councilmember Fierro and seconded by Councilwoman Plascencia to continue this item to the January 4, 2022 City Council meeting. The motion carried unanimously.



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#### AGREEMENT - REQUEST FOR PROPOSAL 2083 - PARKING MANAGEMENT SERVICES OF DOWNTOWN PARKING FACILITIES

Following discussion, it was moved by Councilmember Edwards and seconded by Councilwoman Plascencia to (1) award RFP 2083 to Parking Concepts, Inc., Los Angeles, for Parking Management Services of the Downtown parking facilities in the amount of \$3,839,152 for a three-year period with two optional one-year extensions; (2) authorize change order authority up to 10 percent or \$383,915 of the total contract for additional maintenance and services due to unforeseen conditions; and (3) authorize the City Manager, or his designee, to execute the Parking Management Services Agreement with Parking Concepts, Inc., including making any minor non-substantive changes in alignment with all purchasing policies and to execute the two optional one-year extensions. The motion carried unanimously.

#### GRANT APPLICATION - ESTABLISH YOUTH WORKFORCE PROGRAM

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Conder to authorize the City of Riverside to apply for a \$4,401,597 grant to establish a youth workforce program in partnership with CaliforniaVolunteers. The motion carried unanimously.

#### PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

#### TRANSPORTATION UNIFORM MITIGATION FEE AMENDMENT - RESOLUTION

Hearing was called to consider adoption of a Resolution amending the applicable Transportation Uniform Mitigation Fee applicable to all development in the City of Riverside. One person spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Fierro and seconded by Councilmember Cervantes to adopt a Resolution amending the applicable Transportation Uniform Mitigation Fee applicable to all development in the City of Riverside. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23808 of the City Council of the City of Riverside, California, Amending the Applicable Transportation Uniform Mitigation Fee (TUMF) Applicable to all Developments in the City of Riverside, was presented and adopted. The motion carried unanimously.





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#### CASE P09-0810 - STREET VACATION - EUCALYPTUS/VASQUEZ - RESOLUTION

Hearing was called to consider a proposal by Mee Heh Risdon, on behalf of Riverside Supportive Housing, L.P., to vacate a segment of Eucalyptus Avenue, located south of Vasquez Place. No one spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilwoman Plascencia to (1) determine that the project is consistent with the Negative Declaration prepared for Planning Cases P09-0808, P09-0809, and P09-0810, and adopted by the City Council on June 14, 2011; (2) approve Planning Case P09-0810 Street Vacation based on the findings summarized in the Planning Commission staff report and subject to the recommended conditions; and (3) adopt a Resolution vacating the subject right-of-way pursuant to the Public Streets, Highways, and Service Easements Vacation Law. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23809 of the City Council of the City of Riverside, California, Making its Findings and Determinations in the Matter of Resolution of Intention No. 23795; and Making its Order Vacating an Approximately 4,095 Square Foot Segment of Eucalyptus Avenue located South of Vasquez Place, was presented and adopted.

#### 2016-2017 HOUSING AND URBAN DEVELOPMENT ANNUAL ACTION PLAN AMENDMENT - LA SIERRA PARK AMERICAN DISABILITY ACT PATHWAY PHASE I PROJECT IMPROVEMENTS - FUNDS TRANSFER - SUPPLEMENTAL APPROPRIATION

Hearing was called to consider an amendment to the 2016-2017 United States Department of Housing and Urban Development Annual Action Plan to allocate an additional \$50,677 in unprogrammed Community Development Block Grant funds to the current La Sierra Park ADA Pathway Phase I Project, bringing the total funding amount to \$254,754. No one spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Hemenway and seconded by Councilmember Perry to (1) authorize an amendment to the 2016-2017 United States Department of Housing and Urban Development Annual Action Plan to allocate an additional \$50,677 to the La Sierra Park ADA Pathway Phase I Project, increasing its budget to \$254,754; (2) authorize a supplemental appropriation in the amount of \$50,677 to the Grants and Restricted Programs Fund La Sierra Park ADA Pathway Phase I project account; and (3) authorize the City Manager, or his designee, to execute the Amendment to the Memorandum of Understanding with the Parks, Recreation and



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Community Services Department for the 2016-2017 La Sierra Park ADA Pathway Phase I Project, including making minor non-substantive changes, and to sign all documents and instruments necessary to implement this action. The motion carried unanimously.

#### CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at 5:00 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning [Under seal] v. [Under seal]; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Bret Bauer v City of Riverside, WCAB Claim No: ADJ 12639299; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning David Olivas v. City of Riverside, WCAB Claim No: ADJ 13608883; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Friends of Riverside Airport, LLC v. Department of the Army, et al., USDC Case No. 5:19-cv-01103-MWF-KK; (5) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning significant exposure to litigation regarding one case; (6) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning the City Council deciding whether to initiate litigation regarding three cases; and (7) §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 including the 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 6:45 p.m. with all Councilmembers present.

#### COMMUNICATIONS

##### CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced there were no reportable actions on closed sessions.

##### ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilmembers Conder and Perry requested discussion on Southern California Public Power Authority audit, Riverside Public Utilities independent audit, and Measure MM be placed on a City Council agenda in January 2022.



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The City Council adjourned at 6:52 p.m. in honor of Planning Commissioner Larry Allen and Public Utilities Senior Construction Inspector Gregory Yates.

Respectfully submitted,

DONESIA GAUSE  
City Clerk