



City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, MAY 10, 2022, 1 P.M.
PUBLIC COMMENT IN PERSON/TELEPHONE
ART PICK COUNCIL CHAMBER
3900 MAIN STREET

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

ABSENT: Mayor Lock Dawson

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

ORAL COMMUNICATIONS FROM THE AUDIENCE

William Bailey spoke on homelessness.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

There was no update on Intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

The City Council received an update on homeless solutions.

SUSTAINABILITY UPDATE

There was no update on sustainability.

HEALTH, SAFETY, AND SECURITY UPDATES

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

LEGAL UPDATE

There was no legal update.

DISCUSSION CALENDAR

REQUEST FOR PROPOSALS - INDEPENDENT PERFORMANCE ASSESSMENT AND FINANCIAL EXPENDITURES REVIEW - OFFICE OF CITY ATTORNEY, CITY CLERK'S OFFICE, AND LIBRARY DEPARTMENT

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilmember Perry to (1) approve scopes of work for independent performance assessment and financial expenditures review of the Office of the City Attorney, the City Clerk's Office, and Public Library; and (2) authorize staff to immediately proceed with



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solicitation of consultants through a Request for Proposals process. The motion carried unanimously.

SANTA ANA RIVER WORKING GROUP UPDATE

Following discussion and without formal motion, the City Council received and ordered filed the Santa Ana River Working Group update.

CLOSED SESSIONS

Mayor Pro Tem Conder and City Council adjourned to closed sessions at 1:37 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Scott Simpson, et al. v. City of Riverside, et al., Riverside Superior Court Case No. RIC 1906168; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Summer Parada, et al. v City of Riverside, Riverside Superior Court Case No. RIC 1818642; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Riversiders Against Increased Taxes v. City of Riverside, et al., Riverside Superior Court Case No. CVRI 2104120; (4) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Michael Medici v. City of Riverside, WCAB Claim No.(s): ADJ12270022; (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 significant exposure to 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; and (9) §54957 for recruitment/appointment of City Manager by City Council.

Mayor Pro Tem Conder and the City Council returned to open session at 3:30 p.m. with all councilmembers present.



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PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

REVISED SCHEDULE NET ENERGY METERING FOR RENEWABLE ELECTRICAL GENERATION FACILITIES, ELECTRIC RULE 22 - SELF-GENERATION PROGRAM - RESOLUTION

Hearing was called to consider approving the proposed Self-Generation Program and changes to Schedule NEM, "Net Energy Metering for Renewable Electrical Generation Facilities" and Electric Rule 22 "Distributed Generation Facilities Interconnection". Two people spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Hemenway and seconded by Councilmember Edwards to adopt a resolution approving the changes to Schedule NEM, "Net Energy Metering for Renewable Electrical Generation Facilities", Electric Rule 22 "Distributed Generation Facilities Interconnection", and the proposed Schedule Self-Gen, "Self-Generation Program for Renewable Electrical Generation Facilities". The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 24852 of the City Council of the City of Riverside, California, (1) Adopting Revised Schedule NEM, "Net Energy Metering for Renewable Electrical Generation Facilities", Electric Rule 22 "Distributed Generation Facilities Interconnection", and New Schedule Self-Gen, "Self-generation Program for Renewable Electrical Generation Facilities"; and (2) Making Related Findings of Fact, was presented and adopted.

RECESS

The Mayor Pro Tem and City Council recessed at 3:57 p.m. and reconvened at 4:00 p.m. with Mayor Pro Tem Conder presiding and all Councilmembers present.

PRESENTATION

RIVERSIDE YOUTH COUNCIL - 25 MOST REMARKABLE TEENS

Mayor Pro Tem Conder and City Council unanimously and without formal motion received and ordered filed the Riverside Youth Council presentation of Riverside's 25 Most Remarkable Teens.



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RECESS

The Mayor Pro Tem Conder and City Council recessed at 4:13 p.m. and reconvened at 6:16 p.m. with Mayor Pro Tem Conder presiding and all Councilmembers present.

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

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on the Southern California Association of Governments (SCAG) Regional, Riverside Museum Donor reception for Harada House, office hours, Northside Specific Plan implementation meeting, Neighbors of the Wood Streets meeting, the Old Riverside Foundation Historic Homes Tour, and Neighborhood Alliance meeting. Councilmember Cervantes reported on the Canyon Crest neighbors meeting and Sycamore Canyons neighborhood meeting. Councilwoman Plascencia reported on the SCAG Regional Conference and The Cheech Benefit Concert. Councilmember Conder reported on the Riverside Police Department Promotions ceremony.

The City Council Mobility and Infrastructure Committee will conduct an in-person and virtual meeting at 4 p.m. on Thursday, May 12, 2022, at the Art Pick Council Chamber.

DISCUSSION CALENDAR

RIVERSIDE TRANSMISSION AND RELIABILITY PROJECT - DETERMINE LEGAL, FINANCIAL AND OPERATIONAL FEASIBILITY

Following discussion, it was moved by Councilmember Hemenway and seconded by Councilmember Fierro to (1) receive and order filed a report on the responses to questions and comments at the April 5, 2022, City Council meeting regarding Riverside Transmission Reliability Project (RTRP); (2) consider a City Council action for City of Riverside to conduct due diligence activities for purpose of determining the legal, financial and operational feasibility to consider potential project modifications to Southern California Edison's portion of the Riverside Transmission Reliability Project; (3) authorize Councilmember Hemenway to work with city staff and a consultant for a cost not to exceed the City Manager's signature authority of \$50,000 for an assessment/study of the project; and (4) return to the city Council within six months. The motion carried with Councilmembers Edwards, Cervantes, Fierro, Conder, Perry, and Hemenway voting aye and Councilwoman Plascencia voting no.



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ORAL COMMUNICATIONS FROM THE AUDIENCE

Norma Barles spoke regarding the Health Fair Clinic at Stratton Center. Laura O'Rourke spoke regarding accessory dwelling units. Two persons spoke in opposition to above ground transmission lines for the Riverside Transmission Reliability Project. Mohammed Chard spoke regarding community engagement and virtual meeting participation. Kevin Dawson and Guramantra Khalsa spoke regarding accessory dwelling units. Nick Adcock spoke in support of the Riverside Transmission Reliability Project. Steve Johnson spoke regarding annual Show and Go Car Show. Jason Hunter spoke regarding Southern California Public Power Authority audit, Measure C, and accessory dwelling units. One person spoke regarding moving forward with Riverside Transmission Reliability Project. Tom Donahue inquired about the Wards 6 and 7 community meetings on 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 except the Ordinance on smoking regulations for multi-unit residences throughout city removed from the Consent Calendar for separate discussion. The motion carried unanimously.

INCREASE EXPENDITURES FOR OUTSIDE LEGAL SERVICES - NEGOTIATION OF POWER PURCHASE AGREEMENTS

the City Council (1) approved an increase in expenditures by \$150,000 to continue to retain Holland and Hart to represent the City for the negotiation of power purchase agreements, for a total authorized expenditure of \$200,000; 2. Authorize the City Attorney to execute Engagement Letters to retain Holland and Hart for the negotiation of power purchase agreements.

BOARD AND COMMISSION APPOINTMENT AND RESIGNATION

The Mayor and City Council (1) appointed Jaye Steinbrick to the Ward 3 seat on the Board of Library Trustees for a term through March 1, 2025; (2) accepted the resignation of Cassandra Gonzalez-Kester from the Budget Engagement Commission Business Ward 5 seat, effective immediately; (3) appointed Cassandra Gonzalez-Kester to the Resident Ward 5 seat on the Budget Engagement Commission for a term through March 1, 2023; (4) accepted the resignation of Angel Sanchez Jr., from the Budget Engagement Commission Business Ward 7 seat, effective immediately; and (5) appointed Angel



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Sanchez Jr., to the Business Citywide seat on the Budget Engagement Commission for a term through March 1, 2024.

MINUTES

The minutes of the meeting for April 26, 2022, were approved as presented.

MILITARY EQUIPMENT USE POLICY PURSUANT TO ASSEMBLY BILL 481 AND CALIFORNIA GOVERNMENT CODE SECTIONS 7070 THROUGH 7075 FOR POLICE DEPARTMENT - ORDINANCE ADOPTED

The City Council adopted an Ordinance of the City of Riverside, California, adding Chapter 2.70 to the Riverside Municipal Code regarding the adoption of a Military Equipment Use Policy, otherwise referred to herein as a Specialized Law Enforcement Equipment Use Policy, pursuant to California Assembly Bill 481 and California Government Code Section 7070 et. seq., for the Riverside Police Department; whereupon, the title having been read and further reading waived, Ordinance No. 7586 of the City of Riverside, California, Adding Chapter 2.70 to the Riverside Municipal Code Regarding the Adoption of a Military Equipment Use Policy, Otherwise Referred to Herein as A Specialized Law Enforcement Equipment Use Policy, Pursuant to California Assembly Bill 481 and California Government Code Section 7070 Et. Seq., for The Riverside Police Department, was presented and adopted.

PURCHASE - AVON GEAR AIR PURIFYING SYSTEM MASKS AND ACCESSORIES - SPECIAL OPERATIONS DIVISION SWAT TEAM

The City Council authorized a purchase order for the purchase of forty-five Avon Gear Air Purifying System Masks and accessories from Safeware, Westminster, CA, in the amount of \$69,353.24.

FISCAL YEAR 2022 FIRST RESPONDERS - COMPREHENSIVE ADDICTION AND RECOVERY SUPPORT SERVICES ACT GRANT - EMERGENCY REVERSAL OF KNOWN OR SUSPECTED OPIOID OVERDOSE - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the acceptance of grant funds in the amount up to \$106,667.66 from the Department of Health and Human Services, Substance Abuse and Mental Health Services Administration – Fiscal Year 2022 First Responders-Comprehensive Addiction and Recovery Support Services Act Grant; (2) upon receipt of the grant award, authorized an increase in revenues and appropriated expenditures in an amount up to \$106,667.66, or in the amount of the grant award, in the Grants and Restricted Programs



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Fund, Police-Field Operations, 22-First Responders Comprehensive Addiction and Recovery Support Services Act (CARSSA) Program; and (3) authorized the City Manager, or designee, to execute all necessary grant documents with the Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, including making minor and non-substantive changes as needed.

APPOINTMENT - BOARD OF PUBLIC UTILITIES REPRESENTATIVES TO WESTERN MUNICIPAL WATER DISTRICT AND SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT ADVISORY COMMISSION

The City Council appointed representatives from the Board of Public as follows: Deborah Cherney, David Crohn, and Todd Corbin to Western Municipal Water District Joint Committee and Gil Oceguela to San Bernardino Valley Municipal Water District Advisory Commission on Water Policy.

PURCHASE - AUTOMATED REFUSE, GREEN-WASTE, AND RECYCLING CARTS

The City Council (1) approved the purchase of 12,248 automated refuse (brown bins), green-waste (green bins), and recycling carts (blue bins) from Toter, Inc., of Statesville, North Carolina in the estimated amount of \$990,000 through the current expiration of the cooperative agreement on January 31, 2023, in accordance with Purchasing Resolution No. 23812, Section 602(f); and (2) authorized the City Manager, or his designee, to execute purchase orders and change orders with Toter, Inc., including making any minor and non-substantive changes based on agreement extensions.

DISCUSSION CALENDAR

SMOKING REGULATIONS FOR MULTI-UNIT RESIDENCES THROUGHOUT - ORDINANCE CONTINUED

Following discussion, it was moved by Councilmember Perry and seconded by Councilwoman Plascencia to continue this item to the first or second City Council meeting in June. The motion carried unanimously.

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton reported an update to the May 3, 2022, City Council closed session report on the decision to authorize the City's legal team to file an appeal at the



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appropriate time in the matter concerning Riversiders Against Increased Taxes v. City of Riverside, et al., with Councilmembers Edwards, Cervantes, Fierro, Perry, and Hemenway and Councilwoman Plascencia voting aye and Councilmember Conder voting no.

City Attorney Norton announced there was no reportable action taken during closed session Item Nos. 8a-16.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no future items requested at this time.

Mayor Pro Tem Conder announced the Fallen Officers Memorial Patch fundraiser.

The City Council adjourned at 9:52 p.m.

Respectfully submitted,

DONESIA GAUSE
City Clerk