



*City of Arts & Innovation*

## CITY COUNCIL

### MINUTES

TUESDAY, OCTOBER 11, 2022, 3:00 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 3:02 p.m.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Bryan David Baldrige spoke regarding small businesses. Debra Thornton spoke regarding the noise ordinance pertaining to a construction site at Rustin and Spruce. John Fisher spoke regarding a diverse City Council. Marissa Herrera spoke regarding 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

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

##### LEGAL UPDATE

There was no legal update.

#### PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

##### ARLINGTON BUSINESS IMPROVEMENT DISTRICT LEVY - FISCAL YEAR 2022-2023 - RESOLUTION

Hearing was called to rule on any protests to the annual assessment proposed for the Arlington Business Improvement District for Fiscal Year 2022-2023, including the changes



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proposed by the Arlington Business Partnership, adopt a Resolution confirming the annual report of the Arlington Business Partnership, acting as the Advisory Board to the Arlington Business Improvement District, and levying assessments for Fiscal Year 2022-2023, and if approving boundary and assessment modifications, adopt an Ordinance to amend Chapter 3.48 of the Riverside Municipal Code. Two people spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Perry and seconded by Councilwoman Plascencia to reject the recommendation of the Advisory Board to amend the boundaries of the Arlington Business Improvement District and to amend (increase) the assessment amount and only adopt a Resolution confirming the annual report of the Arlington Business Partnership, acting as the Advisory Board to the Arlington Business Improvement District, and levying assessments for Fiscal Year 2022-2023 in the same method and within the same boundaries as Fiscal Year 2021-2022, with no adoption of the Ordinance. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23907 of the City Council of the City of Riverside, California, Confirming the Annual Report of The Arlington Business Partnership, Acting in its Capacity as the Advisory Board to the Arlington Business Improvement District, Levying Assessments for Fiscal Year 2022-2023, was presented and adopted.

#### CASE PR-2022-001391 - ZONING CODE TEXT AMENDMENT TO TITLE 19 - ZONING - DENSITY BONUS - ORDINANCE INTRODUCED

Hearing was called to consider Planning Case PR-2022-001391 (Zoning Text Amendment) for proposed Zoning Text Amendments to Title 19 (Zoning) of the Riverside Municipal Code related to repealing and replacing Chapter 19.545 (Density Bonus) and Zoning Cleanup items related to setbacks in the Industrial Zones, site location criteria for on-sale of alcoholic beverages, parking requirements for certain uses, required findings for Fair Housing Requests for Reasonable Accommodation, and modifications to definitions. No one spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Edwards and seconded by Councilwoman Plascencia to (1) determine that Planning Case PR-2022-001391 is exempt from further California Environmental Quality Act (CEQA) review pursuant to Section



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15061(b)(3) (General Rule), as it can be seen with certainty that approval of the project will not have an effect on the environment; (2) approve Planning Case PR-2022-001391 (Zoning Text Amendment) based on the findings summarized in the staff report; and (3) introduce an Ordinance amending Title 19 (Zoning) of the Riverside Municipal Code. The motion carried unanimously.

Whereupon, an Ordinance entitled "An Ordinance of the City Council of the City of , Amending Various Sections in Title 19 of the Riverside Municipal Code," was presented and introduced.

#### CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at pursuant to Government Code (1) §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; (2) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (3) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (4) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning the City Council deciding whether to initiate litigation regarding two cases; (5) §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; (6) §54957 for appointment/employment of City Manager by City Council; 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 unrepresented employee for City Manager.



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The Mayor and City Council recessed at 4:05 p.m. and reconvened at 6:15 p.m. with Mayor Lock Dawson presiding and all Councilmembers present.

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

#### MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on Junior League new location at Hunter Park, Redistricting Community Workshop, Night of Arts and Innovation, Riverside Neighborhood Partnership awards, Persist Conference at The Cheech, Mayor Beautify Riverside, and Grier Leadership Academy. Councilmember Cervantes thanked the Raincross Group for hosting an event acknowledging State legislators for bringing funding to the region, Fall Harvest Festival at University of California, Riverside Community Garden, and Indigenous Peoples Day and month. Councilmember Conder reported on National night out events and March Field Airforce Museum Flight Dinner. Councilwoman Plascencia reported on Raincross Group event acknowledging State legislators, Love Riverside event, 2nd Annual League of United Latin American Citizens (LULAC) scholarship lunch, office hours, and youth office hours. Councilmember Perry reported on Love Riverside Serve Day, home plates stolen from the park, and welcomed the Grier Leadership Academy students. Councilmember Hemenway reported on National Manufacturing Day. Mayor Lock Dawson reported on Night of Art and Innovation, Beautify Riverside, Downtown Cleanup and thanked the City Clerk for Redistricting efforts.

The City Council Mobility and Infrastructure Committee will conduct a virtual and in-person meeting on Thursday, October 13, 2022, at 1 p.m., at the Art Pick Council Chamber.

#### DISCUSSION CALENDAR

##### HOMELESSNESS ACTION PLAN

Following discussion, it was moved by Councilmember Edwards and seconded by Councilmember Cervantes to approve the Housing and Homelessness Committee Homelessness Action Plan and include an annual review beginning in 2024. The motion carried with Councilmembers Edwards, Cervantes, Fierro, and Hemenway, and Councilwoman Plascencia voting aye and Councilmembers Conder and Perry voting no.



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#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Malissa McKeith spoke regarding pathway for more homelessness resources, and Festival of Lights agreement. One caller spoke regarding National Night Out at La Sierra Center and acknowledged City staff at the Fire Department. Marissa Herrera spoke regarding volunteering and homelessness.

#### 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 Agreement with the DÉCOR IQ of San Antonio, Texas, to design, install, and maintain custom decorations for 2022 Festival of Lights removed from the Consent Calendar for separate discussion. The motion carried unanimously.

#### BOARD AND COMMISSION APPOINTMENT AND RESIGNATIONS

The Mayor and City Council (1) appointed Andrew-Bryce Hudson to the Ward 4 seat on the Cultural Heritage Board for a term through March 1, 2026; (2) accepted the resignation of Nathan Iverson from the Park and Recreation Commission Ward 5 seat; and (3) accepted the resignation of Giovanni Palacios from the Human Resources Board Ward 5 seat, effective immediately.

#### AGREEMENT - OPEN SYSTEM INTERNATIONAL BASED ELECTRIC SUPERVISORY CONTROL AND DATA ACQUISITION (SCADA) SYSTEM AND ENERGY MANAGEMENT SYSTEMS UPGRADE

The City Council approved the Land Use, Sustainability, and Resilience Committee recommendation to (1) approve the Professional Consultant Services Agreement for the upgrade of existing Open System International Based Electric Supervisory Control and Data Acquisition System and Energy Management Systems with Open Systems International, Inc., Medina, Minneapolis, for a five-year term through November 30, 2027, in the amount of \$2,121,116, with an additional \$45,000 for tangible taxable items; and (2) authorized the City Manager, or designee, to execute the Agreement, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transactions.



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#### AGREEMENT - POTABLE WATER WELL AND TEMPORARY CONSTRUCTION EASEMENT - WATERMAN/DUMAS IN SAN BERNARDINO

The City Council (1) approved the Agreement with QR Waterman DC, LLC, for a potable water well and a temporary construction easement for future construction of a new property located at the southwesterly corner of Waterman Avenue and Dumas Street in the City of San Bernardino; and (2) authorized the City Manager, or his designee, to execute the Agreement with QR Waterman DC, LLC, including making minor and non-substantive changes and signing all documents and instruments necessary to complete the transaction.

#### DEPARTMENT OF AGRICULTURE-SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM - EDUCATION FUNDING - (SNAP-ED) CALFRESH HEALTHY LIVING

The City Council (1) accepted a CalFresh Healthy Living Grant in the amount of \$115,000 and extended the grant term from October 1, 2022, to September 30, 2023; (2) with at least five affirmative votes, authorized an increase in revenue in the amount of \$115,000, or the actual award amount, and appropriated expenditures in the same amount, to the Development Grants Fund, CalFresh Healthy Living Grant revenue and expenditure accounts; and (3) authorized the City Manager, or designee, to execute all necessary grant documents, making minor and non-substantive changes, for the award of a CalFresh Healthy Living Grant.

#### DECLARE EXEMPT SURPLUS - CITY-OWNED VACANT LAND - SALE AGREEMENT AND JOINT ESCROW INSTRUCTIONS - WILDERNESS/ED PERKIC

The City Council (1) declared a portion of vacant City-owned land bearing APN 189-100-006 as exempt surplus land; (2) approved the Purchase & Sale Agreement and Joint Escrow Instructions with Southern California Edison for: (a) a portion of City-owned land (Assessor's Parcel Number 189-100-006), (b) two easements (portions of Assessor's Parcel Numbers 189-100-006 & 189-090-002 & -010); (3) approved the Cost Sharing Agreement with South California Edison for the Riverside Transmission Reliability Project; (4) authorized the City Manager, or his designee, to execute the Purchase & Sale Agreement and Joint Escrow Instructions, including making minor and non-substantive changes, and to sign all documents necessary to complete the transaction; and (5) authorized the City Manager, or his designee, to execute the Cost Sharing Agreement with South California Edison for the Riverside Transmission Reliability Project, including making minor and non-substantive changes, and to sign all documents necessary.



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#### SINGLE-TENANT LEASE AMENDMENT - STORAGE FACILITY - 4049 BURGESS

The City Council (1) approved the Second Amendment to the Standard Industrial/Commercial Single-Tenant Lease between the City, as Lessee, and the Stephen and Lisa Campbell Family Trust, as Lessor, for use of a storage facility located at 4049 Burgess Way for a four-year term in the amount of \$158,303.64; and (2) authorized the City Manager, or his designee, to execute the Second Amendment to Standard Industrial/Commercial Single-Tenant Lease with Stephen and Lisa Campbell Family Trust, including making minor and non-substantive changes, and to execute and sign all documents necessary to complete the transaction.

#### DOWNTOWN PARKING AND BUSINESS IMPROVEMENT AREA - PUBLIC HEARING SCHEDULED - RESOLUTION

The City Council (1) received and approved the Annual Report of the Riverside Downtown Partnership, acting in its capacity as the Advisory Board to the Downtown Parking and Business Improvement Area; (2) adopted a Resolution declaring the City of Riverside's intention to levy an annual assessment in the Downtown Business Improvement Area for Calendar Year 2023, from January 1, 2023, through December 31, 2023; and (3) scheduled a public hearing for November 8, 2022, at 3:00 p.m. in the Art Pick Council Chamber on the levy of the proposed assessment; whereupon, the title having been read and further reading waived, Resolution No. 23908 of the City Council of the City of Riverside, California, Declaring Its Intention to Levy an Annual Assessment in the Downtown Parking and Business Improvement Area for Calendar Year 2023 Pursuant to Section 36534 of the California Streets and Highways Code, Generally Describing the Improvements and Activities to be Undertaken and Fixing the Time and Place for a Public Hearing Before the City Council of the City of Riverside on the Levy of the Proposed Assessment, was presented and adopted.

#### CALIFORNIA SENATE BILL 1205 - ANNUAL INSPECTIONS IN EDUCATIONAL GROUP E AND RESIDENTIAL GROUP R OCCUPANCIES - RESOLUTION

The City Council adopted a Resolution to accept a compliance report on the status of all State-Mandated annual fire inspections in the City of Riverside as outlined in California Senate Bill 1205 and California Health and Safety Code Section 13146.4; whereupon, the title having been read and further reading waived, Resolution No. 23909 of the City Council of the City of Riverside, California, Acknowledging Receipt of a Report Made by the Fire Chief of the City of Riverside Fire Department Regarding the Inspection of Certain



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Occupancies Required to Perform Annual Inspections in Such Occupancies Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code, was presented and adopted.

#### BID 7926 - PURCHASE, REMOVAL, AND INSTALLATION OF APC BATTERY MODULES

The City Council (1) awarded Bid 7926 for the purchase, removal, and installation of an American Power Conversion battery modules to Donovan Distribution, Inc., doing business as UPS Protection, in the amount of \$55,314.60; and (2) authorized the City Manager, or designee, to execute the Professional Consulting Services Agreement, and any supplementary documentation to effectuate and enforce this agreement, including making minor and non-substantive changes.

#### AGREEMENT - SAN BERNARDINO COUNTY SHERIFF, CORONER, AND PUBLIC ADMINISTRATOR WEAPONS FIRING RANGE FACILITIES FOR POLICE TRAINING

The City Council (1) approved the Agreement between the County of San Bernardino and the City of Riverside for use of the San Bernardino County Sheriff, Coroner, and Public Administrator weapons firing range facilities from Fiscal Year 2022-23 through Fiscal Year 2026-27 in the total amount of \$75,000; and (2) authorized the City Manager, or designee, to execute all necessary documents and approve future addendums to the Agreement.

#### FISCAL YEAR 2022-23 -GAGE CANAL COMPANY'S CAPITAL EXPENDITURE BUDGET

The City Council approved the Gage Canal Company's capital expenditure budget of \$103,000 for Fiscal Year 2022-23.

#### FINAL TRACT MAP 37626 - TYLER/JURUPA - RESOLUTION

The City Council (1) adopted the Resolution of Acceptance for final approval of Tract Map No. 37626; and (2) accepted the agreement and sureties for the installation and faithful performance of improvements and the labor and material bond in accordance with the improvement plans for the development of Tract Map No. 37626; whereupon, the title having been read and further reading waived, Resolution No. 23910 of the City Council of the City of Riverside, California, Accepting the Final Map of Tract No. 37626, was presented and adopted.

Councilmember Fierro left the meeting after the approval on the Consent Calendar.



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#### DISCUSSION CALENDAR

REQUEST FOR PROPOSALS 2210 - AGREEMENT - DESIGN, INSTALL, AND MAINTAIN CUSTOM DECORATIONS FOR 2022 FESTIVAL OF LIGHTS

Following discussion, it was moved by Councilmember Conder and seconded by Councilmember Edwards to (1) approve the Professional Services Agreement with the DÉCOR IQ of San Antonio, Texas, to design, install, and maintain custom decorations for the 2022 Festival of Lights in an amount not-to-exceed \$250,000 for a term ending on January 31, 2023; and (2) authorize the City Manager, or his designee, to execute the Services Agreement with DÉCOR IQ, including making minor and non-substantive changes. The motion carried with Councilmembers Edwards, Conder, Perry, and Hemenway, and Councilwoman Plascencia voting aye, Councilmember Cervantes voting no, and Councilmember Fierro absent.

#### 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

There were no future items requested at this time.

The City Council adjourned at 8:16 p.m.

Respectfully submitted,

DONESIA GAUSE  
City Clerk