



City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, OCTOBER 18, 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 3:00 p.m.

Pastor Soo Ji Alvarez gave the Invocation.

Councilwoman Plascencia led the Pledge of Allegiance.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Patrick Maloney spoke regarding karaoke at the Packinghouse Brewing Company and Euryale Brewing Company, Best of Award, and National Night Out. Jason Hunter spoke regarding the time of the City Council meeting, National Night Out in the Wood Streets, Rubidoux Sewer replacement, and Riverside Public Utilities presentation.

PRESENTATIONS

PUBLIC UTILITIES DEPARTMENT OVERVIEW AND EMPLOYEE RECOGNITION

The City Council received and ordered filed an overview of the Public Utilities Department, including recognition of the department's employees.

RIVERSIDE PROSPERS SUCCESS REPORT

Councilmember Hemenway presented a report on Upright Chairs for Dogs.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on Pick Group Impact Award Ceremony, Beautify Riverside, Ward 1 Community Development Block Grant (CDBG) meeting, Downtown parking rates meeting at Main Library, Spooktacular at Reid Park, Ghost Walk at White Park, Civil Rights Institute Grand Opening, and Mission Inn Run. Councilmember Cervantes reported on Riverside Arts Academy Art of Giving Gala, University of California Riverside Persist Conference, and Jam Night at The Barn. Councilmember Conder reported on Good Morning Riverside, Annual Champions of Flight dinner celebrating Retired Major General David Baldwin, Change of Command at the 163rd Attack Wing at



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March Air Reserve Base, and Riverside Arts Academy Gala. Councilwoman Plascencia reported on youth office hours and office hours cancellation. Councilmember Perry reported on Redistricting Workshop at Hillcrest High School and homeless encampments near schools. Councilmember Hemenway reported on Pick Group Impact Award Ceremony and Night of Arts of Innovation event. Mayor Lock Dawson reported on California Association for Local Economic Development (CALED) Summit, Good Morning Riverside, US Conference of Mayors panel discussion on Water, Night of Arts and Innovation, Impact Awards, and Beautify Riverside.

The City Council Financial Performance and Budget Committee will conduct a virtual and in-person special meeting on Thursday, October 20, 2022, at 1 p.m., at the Art Pick Council Chamber.

The City Council Economic Development, Placemaking, and Branding/Marketing Committee will conduct a virtual and in-person meeting on Thursday, October 20, 2022, at 3 p.m., at the Art Pick Council Chamber.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

There was no update on Intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

There was no 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.



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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 except the (1) resolution for the procurement of goods, services construction contracts; (2) resolution to adopt accepting the final map of parcel map no. 37902 removed from the Consent Calendar for separate discussion; and (3) the adoption of the ordinance to prohibit and enforce water theft and unauthorized water use continued to a future City Council meeting. The motion carried unanimously.

OUTSIDE COUNSEL BUDGET

The City Council (1) approved the \$119,575 budget to retain William Price, who is already on the City's panel of approved outside counsel, to serve as associate counsel in the case of Susan E. Granger v. City of Riverside, Riverside Superior Court Case No. RIC 1705671; and (2) authorized the City Attorney to execute the Outside Counsel Engagement Letter.

MINUTES

The minutes of the meeting of October 4, 2022, were approved as presented.

REQUEST FOR PROPOSAL 2022 - SERVICES AGREEMENT - COVID-19 PANDEMIC AFTER ACTION REPORT - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the Services Agreement with Constant Associates, Inc., Torrance, from Request for Proposal 2022, for a COVID-19 Pandemic After Action Report in the amount of \$134,981; (2) with at least five affirmative votes, authorized a supplemental appropriation in the amount of \$134,981 in the General Fund, City Manager-Administration, Professional Services Account; and (3) authorized the City Manager, or designee, to execute the Services Agreement with Constant Associates, Inc., Torrance, including making minor and non-substantive changes.

SENATE BILL 2 - PERMANENT LOCAL HOUSING ALLOCATION PROGRAM ENTITLEMENT JURISDICTION COMPONENT - SUPPLEMENTAL APPROPRIATION - RESOLUTION

The City Council (1) adopted a Resolution allowing the City of Riverside to apply for and receive funding from the State of California's Senate Bill 2 Permanent Local Housing Allocation Program for calendar year 2020 and 2021 totaling \$5,295,881 and approving the amended five-year funding plan for 2019-2023; (2) approved the amended Permanent Local Housing Allocation Program 2019-2023 five-year funding plan;



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(3) authorized the City Manager, or his designee, to sign applicable standard agreements and other grant-related documents required to secure and administer the Permanent Local Housing Allocation funds; (4) with at least five affirmative votes, authorized an increase in revenues and an appropriation in expenditures in an amount equal to \$2,521,285, or in the amount of the grant award, in the Development Grants Fund, Permanent Local Housing Allocation Program (PLHA) 2020 Program; (5) with at least five affirmative votes, authorized an increase in revenues and an appropriation in expenditures in an amount equal to \$2,774,596, or in the amount of the grant award, in the Development Grant Funds, PLHA 2021 Program; whereupon, the title having been read and further reading waived, Resolution No. 23911 of the City Council of the City of Riverside, California, Authorizing Application for, and Receipt of, Permanent Local Housing Allocation Funds Under the SB 2 Permanent Local Housing Allocation Program Entitlement Jurisdiction Component from the Building Homes and Jobs Trust Fund and Adopting a Permanent Local Housing Allocation Plan, was presented and adopted.

SMALL BUSINESS ADMINISTRATION SHUTTER VENUE OPERATOR GRANT - FOX PERFORMING ARTS CENTER - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted the additional Shuttered Venue Operators Grant award from the United States Small Business Administration for the Fox Performing Arts Center in the amount of \$265,068.44; (2) 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 revenue and supplemental appropriation in the same amount, for a total grant amount of \$3,479,911.21, to the Entertainment Fund, Shuttered Venue Operator grant project accounts, and (3) authorized the City Manager, or designee, to execute any necessary, financial, or legal documents, including making minor and non-substantive changes to execute the Shuttered Venue Operators Grant from the United States Small Business Administration.

AGREEMENT - MISSION INN FOUNDATION

The City Council: (1) approved a one-year Professional Consultant Services Agreement with the Mission Inn Foundation, Riverside, California, for advocacy, fund development, marketing, education, historic preservation and interpretation, and administrative services for arts-related programs and projects for a term ending on June 30, 2023, in the amount of \$67,104; and (2) authorized the City Manager, or his designee, to execute the



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Professional Consultant Services Agreement with Mission Inn Foundation, including making minor and non-substantive changes.

DEPARTMENT OF HOMELAND SECURITY 2021 ASSISTANCE TO FIREFIGHTERS GRANT - SOURCE CAPTURE EXHAUST SYSTEMS - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the acceptance of grant funds in an amount up to \$120,000, or the actual awarded amount, from the Department of Homeland Security 2021 Assistance to Firefighters Grant (AFG); (2) 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 revenue and an appropriation in expenditures in an equal amount up to \$120,000, or in the amount of the grant award, in the Grants and Restricted Programs Fund, Assistance to Firefighters Grant Fiscal Year 2021 program; and (3) authorized the City Manager, or designee, to execute all necessary grant documents necessary to complete the transaction including make minor non-substantive changes as necessary.

APPROPRIATION OF FUNDS - EMERGENCY MEDICAL SYSTEM OPTIMIZATION PLAN

The City Council, with at least five affirmative votes, authorized the Chief Financial Officer, or designee, to record a supplemental appropriation in the amount of \$41,082 in the General Fund, Fire Department Administration, Professional Services Account to conduct an Emergency Medical System Optimization Plan for meeting and maintaining response standards, improving emergency service delivery, and public safety.

MASTER FRINGE BENEFITS AND SALARY PLAN - RESOLUTION

The City Council (1) approved a revision to the salary range for the City Attorney; and (2) adopted a Resolution amending the Master Fringe Benefit and Salary Plan to reflect the revision to the City Attorney salary range; whereupon, the title having been read and further reading waived, Resolution No. 23912 of the City Council of the City of Riverside, California, Amending Resolution No. 21052 and the Master Fringe Benefits and Salary Plan to Adjust the Salary Range of the City Attorney, was presented and adopted.

AGREEMENT - SENIORS, AT-RISK TEENS, AND FRIENDLY STARS PARTICIPANTS

The City Council (1) approved the agreement with Riverside Unified School District to provide Commodity Boxes for seniors, at-risk teens, and Friendly Stars, for an amount not-to-exceed \$396,000 through December 31, 2024; and (2) authorized the City Manager,



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or designee, to execute the agreement, including making minor and non-substantive changes.

BULLETPROOF VEST PARTNERSHIP - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the acceptance of grant funding in the amount of \$8,872.21 from the 2022 Patrick Leahy Bulletproof Vest Partnership Program from the Bureau of Justice Assistance for the period of April 1, 2022 through August 31, 2024; (2) with five affirmative votes, and upon receipt of the grant award, authorized an increase in revenues and appropriation in expenditures in an amount up to \$8,872.21, or in the amount of the grant award, in the Grants and Restricted Programs Fund, Police Support Services, Patrick Leahy Bulletproof Vest Program; and (3) authorized the City Manager, or designee, to execute all necessary grant documents for the Bureau of Justice Assistance, 2022 Patrick Leahy Bulletproof Vest Partnership Program, including making minor and non-substantive changes.

PROHIBIT AND ENFORCE WATER THEFT AND UNAUTHORIZED WATER USE - ORDINANCE - CONTINUED

This item was continued to a future City Council meeting

LEASE AGREEMENT - 3750 UNIVERSITY, SUITE 110

The City Council (1) approved a Lease Agreement with Halo Connect, LLC, dba T-Mobile, for a five-year term from June 12, 2022, through June 30, 2027, and with one optional five-year extension; and (2) authorized the City Manager, or designee, to execute the Lease Amendment, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.

LEASE AGREEMENT AMENDMENT - 3750 UNIVERSITY AVENUE, SUITE 560

The City Council (1) approved a First Amendment to the Lease Agreement with David L. Horton, Esq., and Associates to extend the Lease Agreement for an additional three-year term from October 1, 2022 to September 30, 2025; and (2) authorized the City Manager, or designee, to execute the First Lease Amendment, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.



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BID 7913 - RUBIDOUX AVENUE AND PALM AVENUE SEWER REPLACEMENT

The City Council (1) awarded a construction contract for Bid No. 7913 for the construction of Rubidoux Avenue and Palm Avenue Sewer Replacement to Mamco, Inc., dba Alabbasi, Perris, California, in the amount of \$2,444,444; (2) authorized the City Manager, or designee, to execute the construction contract, including making minor and non-substantive changes; and (3) with at least five affirmative votes, authorized the Chief Financial Officer, or designee, to record a supplemental appropriation in the amount of \$3,001,644 in the GM-4B-Replace Main Palm/Rubidoux project account, to fund the total project cost of \$3,300,000, including a construction contract in the amount of \$2,444,444 with 10 percent construction contingency in the amount of \$244,445, Public Works engineering (inhouse) in the amount of \$244,445, and construction engineering, inspection, survey, and construction materials testing in the amount of \$366,666.

FINAL TRACT MAP 37733 - LURIN AVENUE AND OBSIDIAN - RESOLUTION

The City Council (1) adopted the Resolution of Acceptance for final approval of Tract Map No. 37733; 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. 37733; whereupon, the title having been read and further reading waived, Resolution No. 23913 of the City Council of the City of Riverside, California Accepting the Final Map of Tract No. 37733, was presented and adopted.

DISCUSSION CALENDAR

PROCUREMENT OF GOODS, SERVICES AND CONSTRUCTION CONTRACTS AND ESTABLISHING CONTRACT EXECUTION AUTHORITY - RESOLUTION

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilmember Conder to continue this item to a future City Council meeting.

Following further discussion, a substitute motion was made by Councilwoman Plascencia and seconded by Councilmember Perry to (1) approve an amended and revised Purchasing Resolution to implement recommended changes to the City's Centralized Purchasing system regarding agreements for Professional Services; and (2) repeal Purchasing Resolution 23812. The motion carried with Councilmembers Edwards, Fierro,



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Perry, and Hemenway, and Councilwoman Plascencia voting aye, and Councilmembers Cervantes and Conder voting no.

Whereupon, the title having been read and further reading waived, Resolution No. 23914 of the City Council of the City of Riverside, California, Establishing Rules and Regulations for the Procurement of Goods, Services and Construction Contracts and Establishing Contract Execution Authority, Hereinafter to be Known as The Purchasing Resolution; and Repealing Resolution No. 23812, was presented and adopted.

FINAL PARCEL MAP 37902 - OLD 215 FRONTAGE ROAD AND COTTONWOOD - RESOLUTION
Following discussion, it was moved by Councilmember Edwards and seconded by Councilmember Conder to (1) adopt the Resolution of Acceptance for final approval of Parcel Map No. 37902; and (2) accept 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 Parcel Map No. 37902. The motion carried with Councilmembers Edwards, Fierro, Conder, Perry, and Hemenway, and Councilwoman Plascencia voting aye, and Councilmember Cervantes and voting no.

Whereupon, the title having been read and further reading waived, Resolution No. 23915 of the City Council of the City of Riverside, California, Accepting the Final Map of Parcel Map No. 37902, was presented and adopted.

RECESS

The Mayor and City Council recessed at 4:17 p.m. and reconvened at 4:23 p.m. with Mayor Lock Dawson presiding and all Councilmember present.

DISCUSSION CALENDAR

2022 EDITION OF THE CALIFORNIA BUILDING AND FIRE CODES - LOCAL CLIMATIC, GEOLOGICAL AND TOPOGRAPHICAL CONDITIONS - ORDINANCES INTRODUCED - SCHEDULE PUBLIC HEARING

Following discussion, it was moved by Councilmember Cervantes and seconded by Councilmember Fierro to (1) introduce a Resolution making the necessary express findings to support local amendment to the 2022 edition of California Code of Regulations Title 24, the California Building Standards Code; and (2) introduce the



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following Ordinances and schedule a Public Hearing before December 1, 2022 for the following: (a) adopting the 2022 Edition of California Code of Regulations Title 24, the California Building Standards Code with local amendments; (b) amend Title 9 - Chapter 9.48 of the Riverside Municipal Code, Unified Hazardous Materials Programs; (c) add Title 16 - Chapter 16.26 of the Riverside Municipal Code, Electrification of New Buildings; and (d) amend Title 16 - Chapter 16.36 of the Riverside Municipal Code, Public Safety Radio Amplification Systems. The motion carried with Councilmembers Edwards, Cervantes, Fierro, Conder, and Hemenway voting aye, and Councilwoman Plascencia and Councilmember Perry voting no.

Whereupon, Ordinances entitled "An Ordinance of the City of Riverside, California, Amending Title 16 of the Riverside Municipal Code, Chapters 16.04, 16.06, 16.07, 16.08, 16.09, 16.10, 16.11, 16.12, 16.16, 16.20, 16.24, 16.34, Adding Chapters 16.13, 16.14 and Deleting Chapters 16.17 And 16.19, to Adopt the 2022 Editions of the California Building, Residential, Existing Building, Energy, Green Building Standards, Mechanical, Plumbing, and Electrical Codes with Local Amendment Thereto", "An Ordinance of the City of Riverside, California, Amending the Riverside Municipal Code by Amending and Replacing Chapter 16.32, Fire Prevention", "An Ordinance of the City Council of the City of Riverside, California, Amending Chapter 9.48 of the Riverside Municipal Code", and "An Ordinance of the City of Riverside, California, Amending the Riverside Municipal Code by Adding Chapter 16.26 Regarding Electrification of New Buildings" were presented and introduced.

PUBLIC WORKS SOLID WASTE DIVISION OPERATIONAL UPDATE FROM BURRTEC WASTE INDUSTRIES, INC

Following discussion and without formal motion, the City Council received and ordered filed an update regarding the Public Works Solid Waste Division for staffing, equipment, and use of emergency relief from Burrtec Waste Industries, Inc.

CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at 5:49 p.m. 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,



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213-111-014, 213-111-015, 213-111-016, and 213-111-017, by Greens Group/Griffin | Swinerton; Atman Kadakia, Korin Crawford, Negotiators; (2) §54956.8 to instruct City's Negotiator, Michael Moore, regarding price and terms of payment for the purchase, sale, exchange, or lease of 3801 Mission Inn Avenue (Fox), APN(s): 213-221-004; 213-221-005, 213-221-006, 213-221-007, 213-221-008, and 3845 Mission Inn Avenue (RMA), APN: 213-331-007 by Live Nation Worldwide, Inc.; Benjamin Weeden, Negotiator; (3) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (4) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (5) §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; (6) §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; (7) §54957 for performance evaluation of Interim City Manager; (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 unrepresented employee for Interim City Manager; (9) §54957 for appointment/employment of City Manager by City Council; (10) §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.

The Mayor and City Council returned to open session.

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

Mayor Lock Dawson announced there were no reportable action taken during closed session on Item nos. 31, and 36 through 39.



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ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no future items requested at this time.

The City Council adjourned at 7:04 p.m.

Respectfully submitted,

DONESIA GAUSE

City Clerk