

*City of Arts & Innovation*

## CITY COUNCIL

### MINUTES

TUESDAY, MARCH 7, 2023, 1 P.M.  
PUBLIC COMMENT IN PERSON/TELEPHONE  
ART PICK COUNCIL CHAMBER  
3900 MAIN STREET

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

ABSENT: Councilmember Conder

Mayor Lock Dawson called the meeting to order at 1:02 p.m.

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

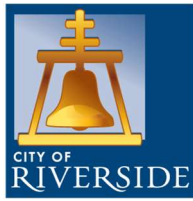
#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Errol Koschewitz spoke regarding government leaders political party affiliations. Briana Miller spoke regarding voices for children in foster care. Scott Andrews spoke regarding American Rescue Plan Act (ARPA) funding to parks and recreation, Measure Z funding on Mount Rubidoux, and timing of public comment. One caller spoke regarding new development at Jackson Apartment Complex and the time of public comments. One caller spoke regarding public comments and communication with Ward 3.

#### MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on International Women's Day, Read Across America event at Fremont Elementary School, Neighbors of the Wood Streets meeting, Northside Improvement Association meeting, and Chuckapoolaza. Councilmember Cervantes reported on the Keep Riverside Clean & Beautiful Highlander Day of Service, Cesar Chavez Mini Film Festival, Adios Amor: The Search for Maria Moreno exhibition and screening at University of California, Riverside Culver Center for the Arts, and an upcoming University Neighborhood meeting. Councilwoman Plascencia announced a community meeting with developer of the Jackson Apartment Complex and thanked Chancellor Wilcox and Vice Chancellor Romero. Councilmember Perry reported on opening day of Arlanza Little League and Read Across America. Councilmember Hemenway thanked Keep Riverside Clean & Beautify (KRCB) Connie Librenjak for Ward 7 Clean-up. Mayor Lock Dawson reported on Sister City Erlangen Germany Delegation, Coffee with the Mayor, University of California, Riverside student, Kaitlin Cox, and Arts with the Mayor.

The City Council Financial Performance and Budget Committee will conduct a meeting on Wednesday, March 8, 2023, at 3:00 p.m., in the Art Pick Council Chamber.



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The City Council Mobility and Infrastructure Committee will conduct a meeting on Thursday, March 9, 2023, at 1:00 p.m., in the Art Pick Council Chamber.

The City Council Land Use, Sustainability and Resilience Committee will conduct a meeting on Monday, March 13, 2023, at 3:30 p.m., in 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.

##### LEGAL UPDATE

City Attorney Norton announced that the closed session regarding the purchase of property commonly known as Lot 33/Convention Center is continued to the City Council meeting on March 14, 2023.

##### COUNCILMEMBERS DECLARATION OF CONFLICT OF INTEREST

There was no conflict of interest declared at this time.

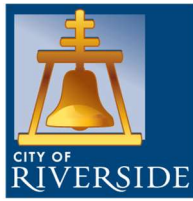
#### PRESENTATIONS

##### RIVERSIDE ARTS MARKET

The City Council received a presentation by the Art Alliance at Riverside Art Museum Co-Chair Kathy Christmas on the Riverside Arts Market at White Park on April 1, 2023.

##### 43RD ANNUAL RIVERSIDE BLACK HISTORY MONTH PARADE AND EXPO

Mayor Lock Dawson called upon Councilmember Cervantes to present Certificates of Appreciation to Panana Events President Eric Luan for participation of the 2023 Riverside Lunar Festival and Adrian Dell and Carmen Roberts Foundation Black History Month



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Planning Committee for their participation in the 43rd Annual Riverside Black History Month Parade and Expo.

#### RECOGNITION

Mayor Lock Dawson called upon Deputy Chief Steve McKinster to recognize Captain Paul Seawright for life saving actions at the Upland Sport Arena.

#### CITY MANAGER'S OFFICE OVERVIEW AND EMPLOYEE RECOGNITION

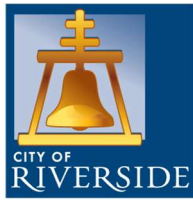
The City Council received and ordered filed an overview of City Manager's Office and employee recognition.

#### DISCUSSION CALENDAR

#### AMENDMENT - CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM COST-SHARING - RESOLUTION - ORDINANCE INTRODUCED

Following discussion, it was moved by Councilwoman Plascencia and seconded by Councilmember Fierro to (1) adopt a Resolution of Intention to amend the contract between CalPERS and the City of Riverside to implement a retirement cost-sharing provision of five and one-half percent (5.5 percent) of pensionable income for all classic, Tier 1 and Tier 2 Unrepresented Police Management employees and for members of the Riverside Police Administrators' Association (RPAA) and to implement a retirement cost-sharing provision of four and one-half percent (4.5 percent) of pensionable income for all classic Tier 1 and Tier 2 members of the Riverside Police Officer's Association (RPOA) and Riverside Police Officer's Association Supervisory (RPOA Supv) units; and (2) introduce an Ordinance to amend the contract between CalPERS and the City of Riverside to implement a retirement cost-sharing provision of five and one-half percent (5.5 percent) of pensionable income for all classic, Tier 1 and Tier 2 Unrepresented Police Management employees and for members of the Riverside Police Administrators' Association (RPAA) and to implement a retirement cost-sharing provision of four and one-half percent (4.5 percent) of pensionable income for all classic Tier 1 and Tier 2 members of the Riverside Police Officer's Association (RPOA) and Riverside Police Officer's Association Supervisory (RPOA Supv) units. The motion carried with Councilmember Conder absent.

Whereupon, the title having been read and further reading waived, Resolution of Intention No. 23961 to Approve an Amendment to Contract Between the Board of



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Administration California Public Employees' Retirement System and the City Council City of Riverside, was presented and adopted; and an Ordinance entitled, "An Ordinance of the City of Riverside, California, Authorizing an Amendment to the Contract Between the City of Riverside and the Board of Administration of the California Public Employees' Retirement System", was presented and introduced.

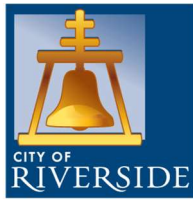
#### MEASURE Z - BID 7977 - MOUNT RUBIDOUX TRAIL IMPROVEMENTS - SUPPLEMENTAL APPROPRIATION - FUNDS TRANSFER

Following discussion, it was moved by Councilmember Edwards and seconded by Councilmember Cervantes to (1) award a construction contract for Bid 7977 for Mount Rubidoux Trail Improvements to Onyx Paving Company, Inc., Anaheim, in the amount of \$1,470,470; (2) authorize 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, authorize the Chief Financial Officer, or designee, to record an interfund transfer and supplemental appropriation in the amount of \$330,000 to the Measure Z Capital Fund, Mount Rubidoux Asphalt Repairs project account, transferred from the Measure Z Fund balance. The motion carried with Councilmember Conder absent.

#### CITY COUNCIL STAFFING REVIEW

Following discussion, it was moved by Councilwoman Plascencia and seconded by Councilmember Cervantes to approve option D to maintain the current staffing with one additional full-time Council Assistant (with Fully Burdened Labor Costs) at the discretion of City Council to bring in another assistant and a \$10,000 discretionary fund budget, excluding the purchase of Information Technology equipment. The motion failed for lack of five affirmative votes with Councilmember Edwards, Cervantes, Fierro, and Councilwoman Plascencia voting aye, Councilmembers Perry and Hemenway voting no, and Councilmember Conder absent.

Following further discussion, it was moved by Councilmember Fierro and seconded by Councilmember Hemenway to approve option B which is to maintain the current staffing with one additional half-time Council Assistant (with Fully Burdened Labor Costs) with no increase in discretion budget. The motion carried with Councilmember Edwards, Cervantes, Fierro, Hemenway, and Councilwoman Plascencia voting aye, Councilmember Perry voting no and Councilmember Conder absent.



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TUESDAY, MARCH 7, 2023, 1 P.M.  
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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 Councilmember Edwards, Cervantes, Fierro, Hemenway, and Perry voting aye, Councilwoman Plascencia abstaining and Councilmember Conder absent.

#### OUTSIDE COUNSEL EXPENDITURES

The City Council received and ordered filed the Outside Counsel Expenditure report for the period of October 1, 2022, through December 31, 2022, as provided in the outside counsel policy approved by City Council on June 16, 2015.

#### MINUTES

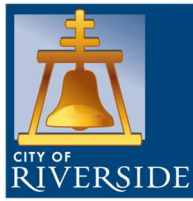
The minutes of the meeting of February 21, 2023, were approved as presented.

#### BOARD AND COMMISSION APPOINTMENT AND RESIGNATIONS

The Mayor and City Council (1) appointed Darlene Wadler to the Commission of the Deaf Ward 4 seat for a term through March 1, 2027; and (2) filed the resignations of Carmen S. Payne from the Community Police Review Commission Citywide seat and Jeffrey P. Wright from the Human Relations Commission Citywide seat.

#### PROHOUSING DESIGNATION PROGRAM FOR SUPPORT, INCENTIVES, AND ACCOUNTABILITY MEASURES - CALIFORNIA'S HOUSING GOALS - RESOLUTIONS

The City Council Housing and Homelessness Committee recommends that the City Council (1) adopt a resolution authorizing the City Manager, or designee, to submit an application for the California Department of Housing and Community Development's (HCD's) Prohousing Designation Program (PDP); (2) adopt a resolution authorizing the City Manager, or designee, to submit an application for the Prohousing Incentive Pilot Program grant funds for an amount not-to-exceed \$2,500,000; (3) authorized the City Manager, or designee, to accept and receive such funds and to execute any documents necessary to secure such award and administer the Prohousing Incentive Pilot Program grant; and (4) with at least five affirmative votes, authorized the Chief Financial Officer, or designee, to record an increase in revenue and supplemental appropriation in the amount of \$2,500,000 upon the award of grant funds in the Development Grants Fund, Prohousing Incentive Program; whereupon, the titles having been read and further readings waived, Resolution No. 23962 of the City of Riverside,



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3900 MAIN STREET

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California, Authorizing Application to and Participation in the Prohousing Designation Program; and Resolution No. 23963 of the City Council of the City of Riverside, California, Authorizing Application for, and Receipt of, Prohousing Incentive Pilot Program Funds, were presented and adopted.

#### 2023-2024 BIENNIAL LEGISLATIVE PLATFORM - LEGISLATIVE AND FUNDING PRIORITIES

The City Council (1) approved the City of Riverside's Biennial Legislative Platform; and (2) directed staff to coordinate with the City's legislative advocacy teams to advance the City's legislative and funding priorities.

#### APPOINTMENT OF CITY MANAGER PRO TEMPORE

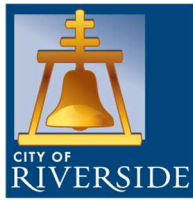
The City Council confirmed the appointment of (1) Assistant City Manager Kris Martinez as City Manager Pro Tempore; (2) Assistant City Manager Rafael Guzman as City Manager Pro Tempore; and (3) Interim Assistant City Manager Edward Enriquez as City Manager Pro Tempore.

#### AGREEMENT - PLANNING MODULE WITHIN POSSE LMS PERMIT TRACKING SYSTEM

The City Council (1) approved the Professional Services Agreement with Computronix (USA), Inc., Denver, Colorado, to enhance the Planning Module within the POSSE LMS permit tracking system in the total amount of \$330,000; and (2) authorized the City Manager, or designee, to execute the Professional Services Agreement with Computronix (USA), Inc., and all related documents, including making any minor and non-substantive changes as necessary to effectuate the agreement.

#### AGREEMENT - FIRST-IN ALERTING MAINTENANCE - ONSITE MAINTENANCE, REPAIR AND TECHNICAL SUPPORT FOR FIRE STATION ALERTING SYSTEM

The City Council (1) approved the Agreement for First-In Alerting Maintenance and Services with Westnet, Inc., in the amount of \$316,694 for onsite maintenance, repair and technical support of the fire station alerting system for a five-year term ending on December 13, 2027; and (2) authorized the City Manager, or designee, to execute the Maintenance Services Agreement with Westnet, Inc., including making minor and non-substantive changes.



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#### FISCAL YEAR 2021 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM - SUPPLEMENTAL APPROPRIATION - RESOLUTION

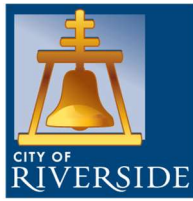
The City Council (1) adopted a Resolution for the United States Department of Homeland Security California Office of Emergency Services for the Emergency Management Performance Grant Program in the amount of \$68,680; (2) with at least five affirmative votes, upon receipt of the grant award, authorized an increase in revenue and appropriation expenditures in an amount equal to the grant award, in the Grants and Restricted Programs Fund United States Department of Homeland Security California Office of Emergency Services for the 2021 Emergency Management Performance Grant Program; and (3) authorized, upon grant award, the City Manager, or designee, to execute all grant documents necessary to receive the grant funds including acceptance of the grant award and subsequent supplemental grant funding, as well as, making minor non-substantive changes; whereupon, the title having been read and further reading waived, Resolution No. 23964 of the City of Riverside, California, Amending Resolution No. 23844, Authorizing the Submission of Application and Acceptance of Grant Award from the U.S. Department of Homeland Security through the California Governor's Office of Emergency Services for the Fiscal Year 2021 Emergency Management Performance Grant Program and Authorizing the Execution of all Required Documents by the City Manager, or his Designee; and Amending the Budget for Fiscal Year 2021-2022 Accordingly, was presented and adopted.

#### DONATION - DINOSAUR SKELETON CASTS - UNIVERSITY OF CALIFORNIA, RIVERSIDE, EARTH AND PLANETARY SCIENCES MUSEUM

The City Council approved the donation of two dinosaur skeleton casts to the University of California, Riverside, Earth & Planetary Sciences Museum.

#### WILDFIRE PREVENTION PROGRAM GRANT PROGRAM - WILDFIRE PREVENTION PROJECTS IN DESIGNATED FIRE HAZARDOUS SEVERITY ZONES - RESOLUTION

The City Council adopted a Resolution to approve a funding application of up to \$5 million for the fiscal year 2022-23 Wildfire Prevention Grant Program offered by the California Department of Forestry and Fire Protection; whereupon, the title having been read and further reading waived, Resolution No. 23965 of the City of Riverside, California, Authorizing the Submission of an Application for the 2022-2023 Wildfire Prevention Grant Program Administered Through the California Department of Forestry and Fire Protection and Authorizing the Execution of all Required Documents by the City Manager or Designee, was presented and adopted.



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---

#### REQUEST FOR PROPOSAL 2175 - AGREEMENT - DESIGN AND BUILD OF PERMANENT MODULAR STRUCTURE - REGIONAL WATER QUALITY CONTROL PLANT - 5950 ACORN

The City Council (1) approved a Design-Build Agreement with Rhome Construction Corporation, Bellflower, from Request for Proposal 2175 to design and build a permanent 24' x 60' modular structure to be located at Riverside Regional Water Quality Control Plant (RWQCP) for a term through December 31, 2023, in the amount of \$561,863 plus 15 percent contingency in the amount of \$84,279.45, for a not-to-exceed amount of \$646,142.45; (2) authorized the City Manager, or designee, to execute the Design-Build Agreement, including making minor and non-substantive changes, subject to the availability of budgeted funds; and (3) with at least five affirmative votes, authorize the Chief Financial Officer, or designee, to record revenue in the amount of \$397,142.45 and appropriate expenditures in the same amount to the NPDES Storm Drain Fund, Storm Drain Field Office Project revenue and expenditure accounts.

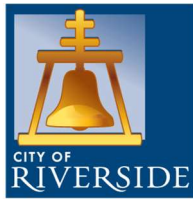
#### CALIFORNIA DEPARTMENT OF TRANSPORTATION GRANT - SAFE ROUTES TO SCHOOL PLAN PROJECT - CITYWIDE ELEMENTARY AND MIDDLE SCHOOLS

The City Council authorized the Public Works Department to submit a funding application for the Sustainable Transportation Planning Grant Program offered by the California Department of Transportation in an amount up to \$700,000 for the Riverside Safe Routes to School Plan Project, a comprehensive plan for each individual elementary and middle school in the City of Riverside.

#### CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) - ILLEGAL DISPOSAL SITE ABATEMENT GRANT PROGRAM - SUPPLEMENTAL APPROPRIATION - RESOLUTION

The City Council (1) adopted a Resolution authorizing the City Manager, or designee, to apply for and secure the available funds on behalf of the City available under the California Department of Resources and Recovery (CALRECYCLE) Illegal Disposal Site Abatement Grant Program, and carryout all other purposes in the application process administered by CALRECYCLE, and such authority shall be valid from the date of adoption of this Resolution up to and including June 30, 2028; (2) accepts a grant for Fiscal Year 2022-23 in the amount of \$402,000, or the actual amount awarded, from the Recovery Illegal Disposal Site Abatement Grant Program offered by CALRECYCLE; and (3) with at least five affirmative votes, and upon grant award, authorize the Chief Financial Officer, or designee, to record an increase in revenue and appropriate expenditures in the amount of the grant award in the Grants and Restricted Programs





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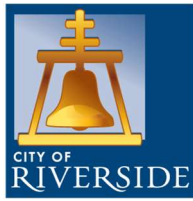
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Fund, Illegal Disposal Site Abatement Grant Program accounts; whereupon, the title having been read and further reading waived, Resolution No. 23966 of the City of Riverside, California, Authorizing the City Manager to Annually Execute on Behalf of the City of Riverside All Necessary Applications, Contracts, Payment Requests, Agreements and Amendments in the Process of Applying for and Securing Funds Under the California Department Of Resources Recycling And Recovery (CALRECYCLE) for the Illegal Disposal Site Abatement Grant Program, was presented and adopted.

Councilmember Fierro recused himself from the closed session item regarding the purchase of Garage 1 and Garage 2 on Orange Street citing property interest within 500 feet of the project.

#### CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at 3:15 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Terry A. Meyer v. City of Riverside, WCAB Claim No.(s): 070177-Itm RIV 0077889 and 040286-Itm RIV 069758; (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Rene Ramirez v. City of Riverside, WCAB Claim No.(s): ADJ2204887, ADJ14170184 and ADJ14170190; (3) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Imelda Smith v. City of Riverside, WCAB Claim No.(s): 220004; (4) §54956.8 to instruct City's Negotiator, Charles M. Futrell, 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: 213-111-011, 213-111-012, -213-111-013, 213-111-014, 213-111-015, 213-111-016 , 213-111-017 and 213-113-001, by Greens Group/Griffin | Swinerton; Atman Kadakia, Korin Crawford, Negotiators; (5) §54956.8 to instruct City's Negotiator, Charles M. Futrell, regarding price and terms of payment for the purchase, sale, exchange, or lease of Garage 1 and Garage 2 located on Orange Street between Mission Inn Avenue and 9th Street in Riverside, California, bearing Assessor's Parcel Numbers 213-271-012, 213-301-006 and -015, by Orange Street Living, LLC; Richard Hamm, Negotiator; (6) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (7) Code §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (8) §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 (9) §54957.6 to review the City Council's position



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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 4:12 p.m. with all Councilmembers present.

#### COMMUNICATIONS

##### CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced there were no reportable actions taken on Closed Sessions.

##### ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilmember Perry requested a report on street vendors and food trucks within 6-7 weeks. Councilmember Edwards requested a City Council workshop in the next three months to discuss the structure of Councilmember Committees. Mayor Lock Dawson requested discussion on timing of public comment be referred to the Inclusiveness, Community Engagement, and Governmental Processes Committee.

The City Council adjourned at 4:18 p.m. in honor of Norco City Councilmember Ted Hoffman.

Respectfully submitted,

DONESIA GAUSE  
City Clerk