



CITY COUNCIL MINUTES

TUESDAY, NOVEMBER 3, 2015, 1 P.M.
ART PICK COUNCIL CHAMBER
CITY HALL
3900 MAIN STREET

City of Arts & Innovation

		G A R D N E R	M E L E N D R E Z	S O U B I R O U S	D A V I S	M A C A R T H U R	P E R R Y	B U R N A R D
	WARDS	1	2	3	4	5	6	7
Roll Call:	Present	X	X	X	X	X	X	X
Mayor Bailey called the meeting to order at 1 p.m. in the Art Pick Council Chamber with all Councilmembers present.								
<u>PRESENTATION</u>								
Mayor Bailey called upon General Services Interim Director Carl Carey for an update and recognition of the General Services Department Building Services Division.								
<u>DISCUSSION CALENDAR</u>								
RIVERSIDE COUNTY GENERAL PLAN AMENDMENT NO. 960								
Following discussion, the City Council requested (1) the County of Riverside maintain a Community Environmental Transportation Acceptability Process (CETAP) Corridor parallel to Cajalco between Interstates 215 and 15 in the General Plan; (2) the County of Riverside actively work towards a corridor to Orange County as an alternative to the State Route 91 Freeway and preserve right-of-way to the greatest extent possible; (3) the Riverside County Transportation Commission reinstate the CETAP process between Interstates 15 and 215 and restart the previous environmental studies; and (4) preparation of a letter for signature of the Mayor and Mayor Pro Tem in this regard.	Motion Second All Ayes	X		X				
FEES AND CHARGES - DEVELOPMENT REVIEW PROCESS FEES								
Following discussion, the City Council (1) approved a stay on the previously approved increases to specific development-related fees and other fees as noted in Attachment 1 of the staff report; (2) approved adjustments to certain previously approved fees as noted in Attachment 2 of the staff report; (3) received and ordered filed the Existing vs. New Fee Comparison for recent projects as outlined in the staff report; (4) received and filed the Comparison of Stand-Alone Fees report; (5) increased gas station hazmat inspection fees to a 100 percent recovery rate; and (6) directed staff to return within six months or less to report on the development review process improvements implemented to date.	Motion Second All Ayes			X	X			
BID 7232 - INDIANA AVENUE MAINTENANCE IMPROVEMENTS - VALLEJO TO AUTO CENTER - SUPPLEMENTAL APPROPRIATION								
Following discussion, the City Council (1) awarded Bid 7232 to Sequel Contractors, Inc., Santa Fe Springs, in the amount of \$3,094,046.80 from Measure A and Federal Surface Transportation Program grant funds for rehabilitation of Indiana Avenue between Vallejo Street and Auto Center Drive to include resurfacing and reconstruction of damaged concrete curbs,								



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				X	X	

WARDS

gutters, sidewalks, pedestrian ramps, and driveways; and (2) authorized a supplemental appropriation in the amount of \$1,810,000 in Federal Surface Transportation Program funds to Project Account 9876328-440125 and increased the estimated revenue by the same amount in Project Account 9876328-331310.

Motion
Second
All Ayes

ORAL COMMUNICATIONS FROM THE AUDIENCE

Theresa Newham spoke regarding entertainment permit fees, March Joint Powers Authority veteran housing, and the "Best Years of Our Life" movie.

INTRODUCTION

Assistant City Manager Al Zelinka introduced new City Planner Ted White.

CLOSED SESSIONS

The Mayor and City Council recessed to the City Council Board Room for closed sessions pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Omar Salem, et al., RCSC Case No. RIC 1403130; (2) §54956.9(b)(3)(c) to confer with and/or receive advice from legal counsel concerning Paul Davis v. City of Riverside, Tort Claim No. 15-08-04; (3) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; and (4) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation.

RECESS

The Mayor and City Council recessed at 2:57 p.m. and reconvened at 6 p.m. in the Art Pick Council Chamber with Mayor Bailey presiding and all Councilmembers present.

PRESENTATION

METROPOLITAN MUSEUM BOARD - ANNUAL REPORT

Metropolitan Museum Board Chair Chuck Wilson reported on the activities of the Metropolitan Museum Board. Following discussion and without formal motion, the City Council (1) received and ordered filed the report; and (2) thanked Mr. Wilson for the presentation.



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GARDNER	1	
MELNDRIZ	2	
SOUBIROUS	3	
DAVIS	4	
MACARTHUR	5	
PERRY	6	
BURNARD	7	

Following discussion, the City Council (1) authorized a supplemental appropriation in the amount of \$360,000 to an account to be established by the Finance Department to make the necessary repairs and purchase required equipment to adequately protect the Museum's Collection at the storage facility including not-to-exceed \$10,000 for alarms and security cameras; (2) adopted a resolution waiving the formal competitive bidding requirements and declaring the procurement of a museum standard storage racking system with seismic protection to be an urgent necessity for the preservation of life, health and property in accordance with City Charter Section 1109; (3) awarded a contract for the museum standard storage racking system to McMurray Stern Inc., Santa Fe Springs, in an amount not-to-exceed \$105,000; and (4) authorized the City Manager, or his designee,



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to prepare and execute the necessary contract documents; whereupon, the title having been read and further reading waived, Resolution No. 22925 of the City Council of the City of Riverside, California, (1) Declaring that Repairs to the Riverside Metropolitan Museum Collections Storage Facility are of Urgent Necessity for the Preservation of Life, Health and Property; (2) Authorizing the Purchase of a Standard Racking System to be Performed without Competitive Bidding Pursuant to Purchasing Resolution No. 22576 and City Charter Section 1109; (3) Awarding a Contract to McMurray Stern Inc. for the Necessary Racking System; and (4) Authorizing the City Manager to Execute the Necessary Contract Documents, was presented and adopted.	Motion Second All Ayes	X					X	
<p>ORAL COMMUNICATIONS FROM THE AUDIENCE</p> <p>Shirley Ferrante spoke regarding self-defense for seniors and disabled, signage, and factcheck.org. Marilyn Whitney spoke regarding the Agricultural Park. Lisa Chow spoke regarding sale of excess water, the water conservation surcharge, and water rate tiers. Deleo Heckman spoke regarding Chow Alley. Leticia Pepper spoke regarding Proposition R, Measure C and La Sierra Lands development. Scott Simpson spoke regarding the water utility and tiered rates. Dvonne Pitruzzello spoke regarding sale of excess water and tiered rates. Karen Wright spoke regarding a community meeting regarding the Northside Specific Plan, La Sierra Lands development, competitive bidding, the water utility, the Agricultural Park, Residents for Responsible Representation, and the Downtown bus terminal. Mary Humboldt and Don Gallegos spoke regarding La Sierra Lands development. Carolyn Brodeur spoke regarding the Riverside Police Department.</p>								
<p>CONSENT CALENDAR</p> <p>The following items were approved by one motion affirming the actions appropriate to each item with Councilmember Davis disqualifying himself from participation on the Arlington Business Improvement District matter as he owns a business in the area.</p>	Motion Second All Ayes						X	X
<p>MINUTES</p> <p>The Minutes of the City Council meeting of October 20, 2015, were approved as presented.</p>								
<p>CASE P15-0555 - JAMES E. AND JESSIE C. SHAW HOUSE - CITY LANDMARK - 8410 CLEVELAND - ORDINANCE ADOPTED</p> <p>The City Council adopted an ordinance amending the Zoning Map of the City of Riverside pursuant to Chapter 19.090 of the Riverside Municipal</p>								



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Code by applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 129, the James E. and Jessie C. Shaw House located at 8410 Cleveland Avenue; whereupon, the title having been read and further reading waived, Ordinance No. 7306 of the City of Riverside, California, Amending the Zoning Map of the City of Riverside Pursuant to Chapter 19.090 of the Riverside Municipal Code by Applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 129, the James E. and Jessie C. Shaw House, was presented and adopted.							
CASE P15-0530 - FRANK AND KATHERINE WELLS-PATSY O'TOOLE HOUSE - CITY LANDMARK - 1945 ARROYO - ORDINANCE ADOPTED The City Council adopted an ordinance amending the Zoning Map of the City of Riverside pursuant to Chapter 19.090 of the Riverside Municipal Code by applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 128, the Frank and Katherine Wells-Patsy O'Toole House located at 1945 Arroyo Drive; whereupon, the title having been read and further reading waived, Ordinance No. 7307 of the City of Riverside, California, Amending the Zoning Map of the City of Riverside Pursuant to Chapter 19.090 of the Riverside Municipal Code by Applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 128, the Frank and Katherine Wells-Patsy O'Toole House, was presented and adopted.							
ARLINGTON BUSINESS IMPROVEMENT DISTRICT 2015-16 LEVY - ORDINANCE ADOPTED The City Council adopted an ordinance amending Section 3.48.050 of the Riverside Municipal Code to replace Exhibit A thereto amending the boundaries of the Arlington Business Improvement Area; whereupon, the title having been read and further reading waived, Ordinance No. 7308 of the City of Riverside, California, Amending Section 3.48.050 of the Riverside Municipal Code to Replace Exhibit a Thereto, Amending the Boundaries of the Arlington Business Improvement District, was presented and adopted.				X			
WATER SERVICE AGREEMENT - REGENTS OF THE UNIVERSITY OF CALIFORNIA, RIVERSIDE - 900 UNIVERSITY The City Council (1) approved the 10-year Water Production, Conveyance and Reciprocal Sales Agreement with the Regents of the University of California for water service at the UC Riverside campus located at 900 University Avenue; (2) authorized the City Manager, or his designee, to execute the Agreement including making minor non-substantive changes to the Agreement; (3) authorized the City Manager, or his designee, to execute any documents necessary to administer the Agreement; and (4) authorized the City Manager, or his designee, to terminate the Agreement for							

WARDS

Disqualified



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circumstances provided in the Agreement.								
MUNICIPAL CODE AMENDMENT - GRADING BONDS - ORDINANCE INTRODUCED The City Council approved an ordinance amending Section 17.24.010 of the Riverside Municipal Code regarding fees/bonds/deposits to allow for Public Works Director discretion in requiring grading bonds; whereupon, an ordinance entitled, "An Ordinance of the City of Riverside, California, Amending Section 17.24.010 of the Riverside Municipal Code Regarding the Fees/Bonds/Deposits," was presented and introduced.								
<u>DISCUSSION CALENDAR</u>								
AGREEMENT AMENDMENT - 2009 WATER PRODUCTION AND CONVEYANCE Following discussion, motion was made and seconded to (1) approve the first amendment to the 2009 Water Production and Conveyance Agreement with Western Municipal Water District of Riverside County to lease and monetize anticipated unused water export rights in the Bunker Hill Basin for the remainder of the 2015 calendar year contingent upon revenue being returned to customers through a rebate; and (2) authorize the City Manager, or his designee, to execute the agreement.	Motion Second			X	X			
Following further discussion, a substitute motion carried to (1) approve the first amendment to the 2009 Water Production and Conveyance Agreement with Municipal Water District of Riverside County; (2) authorize the City Manager, or his designee, to execute the agreement; and (3) return to the City Council in January 2016 with an analysis and recommendation on potential rebates to customers of net revenue from this transaction.	Motion Second All Ayes	X				X		
CITY COUNCIL RULES OF PROCEDURE AND ORDER OF BUSINESS - AGENDA SETTING MEETINGS - REFERRED TO COMMITTEE Following discussion, motion was made and seconded to provide that: (1) City Manager shall facilitate the Agenda Conference to include membership of the City Manager, City Attorney, City Clerk, Mayor and Mayor Pro Tem; (2) if one of these representatives is unavailable to attend meeting, they may send a representative in their place; (3) City Manager may include any staff member who deems appropriate; (4) Agenda Conference meetings will occur on Wednesdays; (5) items requested by Councilmembers to be placed on the agenda shall include a time frame which the City Clerk will track on the Perpetual Calendar; (6) Mayor Pro Tem shall track these items and ensure that these items are addressed at the Agenda Conference; (7) for items not addressed in the time frame noted, the								



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Mayor Pro Tem will provide a written notification to the City Councilmember; and (8) agenda items initiated by a Councilmember will include the Councilmember's name and specific type of item coming back whether it be action or a discussion item.	Motion Second					X	X	
Following further discussion, a substitute motion carried referring the agenda conference item to the City Council Governmental Affairs Committee.	Motion Second Ayes Noes	X	X	X	X	X	X	X
<u>MAYOR/COUNCILMEMBER COMMUNICATIONS</u>								
<u>LEGISLATIVE REPORTS</u>								
Intergovernmental Relations Officer Moises Lopez reported the Western Regional Council of Governments grant of \$170,000 to fund study of a Marketplace Spot Multi Modal Mobility and Transit Center.								
<u>CITY ATTORNEY REPORT ON CLOSED SESSIONS</u>								
Chief Assistant City Attorney Smith announced there was nothing to report on the closed sessions held earlier in the day.								
<u>ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION</u>								
Councilmember Gardner requested Councilmember Soubirous serve in his place at the City Council Governmental Affairs Committee for discussion of the agenda conference.								
The City Council adjourned at 9:51 p.m., in honor of Sheri Sainz Corral.								
Respectfully submitted,								
 COLLEEN J. NICOL City Clerk								