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CITY COUNCIL MINUTES

TUESDAY, SEPTEMBER 20, 2016, 3 P.M. ART PICK COUNCIL CHAMBER CITY HALL 3900 MAIN STREET

City of Arts & Innovation

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Mayor Bailey called the meeting to order at 3 p.m., in the Art Pick Council Chamber with Councilmember Davis absent.

ORAL COMMUNICATIONS FROM THE AUDIENCE Theresa Newham spoke regarding veterans.

COMMUNICATIONS

Roll Call:

LEGISLATIVE REPORT

Intergovernmental Relations Officer Lopez reported on the March Joint Powers Commission Reorganization.

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 Ulrike Dunbar, et al. v. City of Riverside, et al., USDC Case No. EDCV 13-847 JBG (SPx); (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Michael Easley, et al. v. City of Riverside, et al. USDC Case No. EDCV 14-00117-TJH (SPx), US Court of Appeal Ninth Circuit Case No. 16-55941, and **RCSC** Case Nos.: RIC1608252: RIC1314084: (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Camillo Bonome, Jr. v. City of Riverside, et al., RCSC Case No. RIC 1314234; CA Court of Appeal Fourth Appellate District, Case Nos.: E064925; E065880; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Newman Bros. of California, Inc., etc. v. City of Riverside, RCSC Case No. RIC1410298; (5) §54957(a) for consultation with Chief of Police Sergio Diaz and Fire Chief Michael Moore regarding threat to public services or facilities; (6) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (7) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (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 including the 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

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City of Arts & Innovation

(9) §54957 for performance evaluation of City Clerk.

RECESS

The City Council recessed at 5:08 p.m., and reconvened at 6:15 p.m., in the Art Pick Council Chamber with Mayor Bailey presiding and Councilmember Davis absent.

The Invocation was given by Councilmember Gardner.

Mayor Bailey led the Pledge Allegiance to the Flag.

MAYOR/COUNCILMEMBER COMMUNICATIONS

BRIEF STATUS REPORTS FOR REGIONAL ORGANIZATIONS. CONFERENCES, SEMINARS, AND MEETINGS ATTENDED BY MAYOR AND CITY COUNCIL - WARD UPDATES - ANNOUNCEMENTS Councilmember Gardner reported on Deaf Awareness Week and the Mariachi Festival. Councilmember MacArthur reported on the Riverside Public Library Foundation event at Arlington Library. Councilmember Perry reported on the Chinese Moon Festival, a Riverside Community Health Foundation event. and Feeding America deliveries in Arlanza. Councilmember Soubirous reported on the Ward 3 Town Hall meeting. Councilmember Burnard reported on love of Riverside, the grand opening of Five Points Dunkin Donuts, and a Five Points Community meeting. Councilmember Melendrez reported on the Riverside Arts Academy Fundraiser, the Persian Festival, and Emmy winner Alan Yang. Mayor Bailey reported on the Persian Festival and museum donation, the Healing and Unity Vigil, the California Hispanic Chamber of Commerce Annual Convention, Olympic Medalist Whitney Ashley, Riverside County Transportation Commission, and Riverside Transit Agency.

PRESENTATIONS

Mayor Bailey called upon Riverside NAACP President Woodie Rucker-Hughes who recognized ACT-SO Youth Program 2016 Competition winners.

Mayor Bailey called upon Riverside City SEIU Local 721 Shop Steward Sammy Luna for an update on the 2016 Walk in Our Shoes Day success.

RIVERSIDE PRIDE SUCCESS REPORT

Mayor Bailey reported on Trademark Plastics, Inc.

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Motion

Second

All Ayes

ORAL COMMUNICATIONS FROM THE AUDIENCE

Shirley Ferrante spoke regarding able and disabled seniors and the political process. Aurora Chavez spoke regarding public camping, homelessness, Measure Z, and the Riverside Police Department. David Stone spoke regarding wheelchair access at Fairmount Park. Theresa Newham spoke regarding the power of music and government television. Mary Humboldt spoke regarding Measure Z. Don Gallegos spoke regarding Facebook, Bike with the Mayor, and Measure Z. Paul Chavez spoke regarding Measure Z. and homelessness. Steven Smith spoke regarding Measure Z, the Festival of Lights, and Riverside Public Utilities. Jason Hunter spoke regarding Conflict of Interest Codes, the Public Utilities General Manager, and the Greater Riverside Chamber of Commerce. Scott Andrews spoke regarding Measure Z and jobs.

CONSENT CALENDAR

The following items were approved by one motion affirming the actions appropriate to each item.

BOARD AND COMMISSION RESIGNATION

The City Council (1) accepted the resignation of Cynthia Pardee from the Mayor's Commission on Aging, effective immediately; (2) requested the City Clerk to process the vacancy; and (3) declared the Transportation Board Ward 3 seat vacant and requested the City Clerk to commence recruitment to fill the position.

MINUTES

The Minutes of the City Council meeting of September 6, 2016, were approved as presented.

BIENNIAL REVIEW OF CONFLICT OF INTEREST CODES

The City Council (1) directed the City Clerk and City Attorney to prepare amendments to the Conflict of Interest Codes for employees and officials, board and commission members, and the Successor Agency to the Redevelopment Agency of the City of Riverside, for City Council consideration by December 6, 2016; and (2) determined there is no need to amend the Conflict of Interest Code for the Oversight Board for the City of Riverside as Successor Agency to the Redevelopment Agency of the City of Riverside.

ANNOUNCEMENT OF COMMITTEE MEETINGS

The Public Safety Committee will meet at 1 p.m. on Thursday, September 21, 2016, in the Art Pick Council Chamber.

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BID 7421 - POLICE DEPARTMENT UNIFORMS

The City Council (1) awarded Bid 7421 to P&P Uniforms, Riverside, in the amount of \$170,044.57 from the Police Department Clothing, Linen, and Safety Supplies Account for uniforms, accessories, and fitting services through June 30, 2017; and (2) authorized the City Manager, or his designee, to approve up to four additional, one-year extensions as outlined in Bid 7421, subject to the availability of funds.

BID 7414 - WATER QUALITY CONTROL PLANT FIBERGLASS SODIUM HYPOCHLORITE CHEMICAL STORAGE TANKS - 5950 ACORN The City Council awarded Bid 7414 to Edwards FRP Tank and Repair, Inc.,

The City Council awarded Bid 7414 to Edwards FRP Tank and Repair, Inc., Sedalia, MO, for \$121,768.40 from the Public Works Department Plan Support Facilities/System Rehabilitation Account for two 20,000-gallon fiberglass sodium hypochlorite chemical storage tanks for the Water Quality Control Plant located at 5950 Acorn Street.

DISCUSSION CALENDAR

EXCLUSIVE NEGOTIATING AGREEMENT - DOWNTOWN SAFETY AMBASSADOR PROGRAM

Following discussion, the City Council (1) approved an Exclusive Negotiating Agreement with Streetplus Company, LLC for the development of the Downtown Safety Ambassador Program; and (2) authorized the City Manager, or his designee, to execute the Agreement, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.

NORTHSIDE NEIGHBORHOOD AND PELLISSIER RANCH INTER-JURISDICTIONAL SPECIFIC PLAN AND PROGRAM ENVIRONMENTAL IMPACT REPORT - FUNDS TRANSFER - SUPPLEMENTAL APPROPRIATION

Following discussion, the City Council approved the recommendations of the City Council Utility Services/Land Use/Energy Development Committee to (1) select Rick Engineering for preparation of the Northside Neighborhood and Pellissier Ranch Interjurisdictional Specific Plan and Program Environmental Impact Report (EIR), and authorize the City Manager, or his designee, to negotiate a Professional Services Agreement for the purpose of preparing the Northside Specific Plan and Program EIR; (2) approve an amendment of the adopted Riverside Public Utilities two-year Fiscal Year 2016-2018 budget, which transfers \$683,000 from Utilities Fund Reserve to the Riverside Public Utilities Water Fund Balance; (3) approve an amendment of the adopted Riverside Public Utilities two-year Fiscal Year

Motion	
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All Ayes	

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City of Arts & Innovation

2016-2018 budget, which transfers \$130,000 from Utilities Fund Reserves to					
the Riverside Public Utilities Electric Fund Balance; (4) appropriate					
\$683,000 from the Water Fund Balance to Water Professional Services					
Account 6210000-4210000; (5) appropriate \$130,000 from the Electric Fund					
Balance to Electric Professional Services Account 6100000-4210000; and					
(6) direct staff to prepare a reimbursement program consistent with					
California Government Code Section 65456, concurrent with preparation of					
the Specific Plan and Program Environmental Impact Report, to be					
considered by the City Council following adoption of the Specific Plan, and					
that said reimbursement program provide options for allocating					
reimbursements to the General Fund, Water Fund, and Electric Fund.					

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Geuss announced that on September 20, 2016, the City Council approved with a six to zero vote with Councilmember Davis absent the following closed sessions: (1) Ulrike Dunbar, et al. v. City of Riverside, et al., USDC Case No. EDCV 13-847 JBG (SPx) raising the budget to \$165,000; (2) Michael Easley, et al. v. City of Riverside, et al., US Court of Appeal Ninth Circuit Case No. 16-55941 increasing outside counsel by \$75,000, and increasing outside counsel to \$60,000 in RCSC Case No. RIC 1608252; and (3) Camillo Bonome, Jr. v. City of Riverside, et al., RCSC Case No. RIC 1314234, increasing outside counsel budget by \$15,000, with a five to one vote with Councilmember Soubirous voting no.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION There were no future items requested at this time.

The City Council adjourned at 9:01 p.m., in honor of Riverside Library Branch Manager Susie Garcia.

Respectfully submitted,

COLLEEN J. NICOL City Clerk