



City of Arts & Innovation

CITY COUNCIL MINUTES

TUESDAY, NOVEMBER 15, 2016, 12 P.M.
ART PICK COUNCIL CHAMBER
CITY HALL
3900 MAIN STREET

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
1	2	3	4	5	6	7
X	X	X	X	X	X	X

Roll Call:

In the absence of Mayor Bailey, Mayor Pro Tem Melendrez called the meeting to order at 12 p.m., in the Seventh Floor Conference Room with all Councilmembers present.

INTERVIEWS

BOARD OF PUBLIC UTILITIES

Following interviews with Amanda J. Duran, Robert M. Righter, and Elizabeth E. Sanchez-Monville, the Mayor and City Council appointed Elizabeth E. Sanchez-Monville to the Ward 3 seat on the Board of Public Utilities for a term ending March 1, 2018.

RECESS

The City Council recessed at 1:15 p.m. and reconvened at 2 p.m., in the Art Pick Council Chamber with Mayor Pro Tem Melendrez presiding and all Councilmembers present.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Theresa Newham spoke regarding U.S. foreign relations.

COMMUNICATIONS

LEGISLATIVE REPORT

The Intergovernmental relations and legislative update was not held.

DISCUSSION CALENDAR

REGIONAL WATER QUALITY CONTROL PLANT PHASE I REHABILITATION AND EXPANSION PROJECT UPDATE - AGREEMENT AMENDMENTS

Following discussion, the City Council (1) received the sixth update on the Regional Water Quality Control Plant Phase I Rehabilitation and Expansion Project construction progress, schedule, and budget; (2) approved the Second Amendment to the Agreement with Carollo Engineers, Inc., in the amount of \$2,163,408, for a total contract amount of \$13,163,408 from the Sewer Fund for construction management services through December 31, 2017; (3) authorized the City Manager, or his designee, to execute the Second Amendment for construction management services with Carollo Engineers, Inc.; (4) approved the First Amendment to the Agreement with Bentley DBA EADocs in the amount of \$27,500, for a total contract amount of \$143,000 from the Sewer Fund for web based construction



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MELENDREZ	2						
SOURDIS	3	X					
DAVIS	4		X				
MACARTHUR	5						
PERRY	6						
BURNARD	7						

project management software through December 31, 2017; (5) authorized the City Manager, or his designee, to execute the First Amendment for web based construction project management software with Bentley DBA EADocs; and (6) authorized a release of 25 percent of the retention from the PCL Construction, Inc., construction contract, in accordance with the California Public Contract Code, calculated at approximately \$4,588,695 as of September 30, 2016, based on portions of the project that have been accepted as substantially complete and are in full operation.

The 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 Lou Edwards, et al. v. City of Riverside, et al.; Riverside County Superior Court, Case No. RIC 1613395; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Apolinar M. Murillo, et al., Riverside County Superior Court, Case No. RIC 1403185; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Robert Williams v. City of Riverside, WCAB Claim No: ADJ 8527188; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Jerilynn Czobakowski v. City of Riverside, WCAB Claim No: ADJ 10000089; (5) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Steve Bell v. City of Riverside, WCAB Claim No: 150111; (6) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Dennis Hunt v. City of Riverside, WCAB Claim No: 160192; (7) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (8) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; and (9) §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.

Motion
Second
All Ayes



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WARDS

Councilmember Melendrez disqualified himself from participation in the following item as he owns property within 500 feet of the District and left the dais. Councilmember Soubirus presided.

PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

DOWNTOWN PARKING AND BUSINESS IMPROVEMENT AREA 2017 ANNUAL ASSESSMENT - RESOLUTION

Hearing was called to consider approval of the Downtown Parking and Business Improvement Area (BIA) annual assessment for calendar year 2017. One person spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) confirmed the Annual Report of the Riverside Downtown Partnership acting in its capacity as the Advisory Board to the Business Improvement Area; (2) directed the Riverside Downtown Partnership to: (a) expend revenues derived from the Business Improvement District assessment and the \$100,000 matching grant from the City; and (b) operate programs and activities in accordance with Chapter 3.46 of the Riverside Municipal Code and the annual report; and (4) adopted a resolution to impose the assessments for the Downtown BIA for calendar year 2017; whereupon, the title having been read and further reading waived, Resolution No. 23114 of the City Council of Riverside, California, Confirming the Annual Report of the Riverside Downtown Partnership Acting in its Capacity as the Advisory Board to the Downtown Parking and Business Improvement Area and Levying Assessments for Calendar Year 2017, was presented and adopted.

Motion
Second
All Ayes

CLOSED SESSIONS

The 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 Lou Edwards, et al. v. City of Riverside, et al.; Riverside County Superior Court, Case No. RIC 1613395; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Apolinar M. Murillo, et al., Riverside County Superior Court, Case No. RIC 1403185; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Robert Williams v. City of Riverside, WCAB Claim No: ADJ 8527188; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Jerilynn Czobakowski v. City of Riverside, WCAB Claim No: ADJ 10000089; (5) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Steve Bell v. City of Riverside, WCAB Claim No: 150111; (6) §54956.9(d)(1) to confer with and/or receive advice from legal counsel



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WARDS

concerning Dennis Hunt v. City of Riverside, WCAB Claim No: 160192; (7) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (8) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; and (9) §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.

RECESS

The City Council recessed at 4:01 p.m. and reconvened at 6 p.m., in the Art Pick Council Chamber with Mayor Pro Tem Melendrez presiding and all Councilmembers present.

PRESENTATION

HUMAN RELATIONS COMMISSION

Human Relations Commission Chair Monrow Mabon and Member Monir Ahmed reported on the activities of the Human Relations Commission. Following discussion and without formal motion, the City Council received and ordered filed the report.

The Invocation was given by Councilmember Soubirus.

Girl Scout Troop 534 led the Pledge of 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 Davis reported on the League of California Cities Strategic Planning meeting. Mayor Pro Tem Melendrez reported on the Eleanor Jean Grier Leadership Academy Graduation and renaming of the Eastside and Casa Blanca Libraries. Councilmember Soubirus reported on the City Council meeting schedule and the passing of General Stan Brown. Councilmember Burnard reported on International Games Day, La Sierra



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MELNDRIZ	2					
SOURBIOUS	3					
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PERRY	6					
BURNARD	7					X

The City Council received and ordered filed the Outside Counsel Expenditure Report covering July 1 through September 30, 2016.



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The City Council (1) approved the Sixth Amendment to the Lease Agreement with Wells Fargo Bank, National Association for \$1,310,000 for



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DAVIS	4	
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PERRY	6	
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Disqualified

X

Disqualified

X

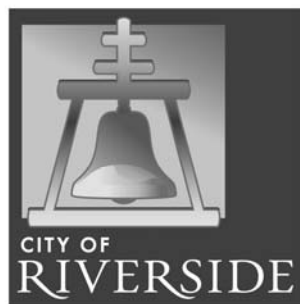
Disqualified



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The City Council (1) approved issuance of a Purchase Order to Optiv, Inc., for the annual renewal of Check Point Direct Enterprise Premium Support and Check Point Data Loss Prevention Software in the amount of \$57,852, from the Innovation and Technology Department Software Maintenance/Support Account through November 2, 2017; (2) approved a Service Level Agreement with Check Point Software Technologies, Inc., for Check Point Direct Enterprise Premium Support and Check Point Data Loss Prevention Software; and (3) authorized the City Manager, or his designee, to execute all necessary documents, including making minor non-substantive changes.



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WARDS

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GRANT AWARD - BEST BUY FOUNDATION - CODE ALL PROGRAM AND CURRICULUM - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted the grant award from Best Buy Foundation in the amount of \$7,500 for Coding for All program and curriculum at Riverside Public Library; and (2) upon grant award, authorized an increase in revenues in the amount of \$7,500 and appropriated expenditures in the same amount to an account as assigned by the Finance Department.

GRANT AWARD - RIVERSIDE PUBLIC LIBRARY FOUNDATION - VETERAN'S RESOURCE CENTER AT CASA BLANCA LIBRARY - 2985 MADISON - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted the grant award from Riverside Public Library Foundation from a pass through grant from Stater Bros. Charities in the amount of \$2,500; and (2) upon grant award, authorized an increase in revenues in the amount of \$2,500 and appropriated the same amount in Gift Funds Expenditure Account 5145000-450201.

AGREEMENT - REQUEST FOR PROPOSAL 1645 - SECURITY AND LOGISTICAL SERVICES FOR 2016 FESTIVAL OF LIGHTS

The City Council (1) approved an agreement with Contemporary Services Corporation (Request for Proposal 1645) in an amount not-to-exceed \$150,000 to execute the Security and Logistics Plan and secure the Festival of Lights footprint and provide Guard Services from November 14, 2016, through January 11, 2017; and (2) authorized the City Manager, or his designee, to execute the agreement including making any minor non-substantive changes.

BID 7399 - REMOVAL AND REPLACEMENT OF RESILIENT PLAYGROUND RESURFACING AT BORDWELL AND BRYANT PARKS - 2008 MARTIN LUTHER KING BOULEVARD - 7950 PHILBIN AVENUE

The City Council (1) awarded Bid 7399 to Robertson Industries, Inc., Tempe, Arizona, in the amount of \$275,404.08 from the Parks, Recreation and Community Services Department Budget for removal and replacement of resilient playground surfacing at Bordwell and Bryant Parks located 2008 Martin Luther King Boulevard and 7950 Philbin Avenue, respectively; and (2) authorized the City Manager, or his designee, to execute the construction contract, including making minor and non-substantive changes.

POLICE SERVICE DOG RETIREMENT

The City Council (1) declared Police Service Dog, Billy, as retired and surplus property to the needs of the Police Department; and (2) approved donation of Police Service Dog "Billy" to handler K-9 Officer Eric Hibbard at



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WARDS

no cost to the City.

BID 7420 - SEWER CONSTRUCTION AND DEMOLITION OF SEWER PUMP STATION - ARLINGTON/FAIRHAVEN/WESTERLY HILLS

The City Council (1) awarded Bid 7420 to Mamco, Inc., dba Alabbasi, Perris, in the amount of \$598,888 from the Arlington/Fairhaven Pump Upgrade Account for construction and demolition of a sewer pump station located at Arlington Avenue and Fairhaven Drive to Westerly Hills Drive; and (2) authorized the City Manager, or his designee, to execute the construction contract, including making minor non-substantial changes.

DISCUSSION CALENDAR

SEWER ENTERPRISE FUND RESERVE POLICY

Following discussion, the City Council approved the Finance Committee recommendations to (1) adopt a Sewer Enterprise Fund Reserve Policy; (2) direct staff to review the Sewer Enterprise Fund Reserve Policy during the City's two-year budget process; and (3) direct staff to return to the Finance Committee with an update at a minimum, once every three years.

Motion
Second
All Ayes

IMPLEMENTATION OF PROPOSITION 64

Following discussion, the City Council discussed Proposition 64 and provided direction to staff regarding the implementation of Proposition 64. No formal action was required or taken.

ILLEGAL FIREWORK USE - ORDINANCE INTRODUCED

Following discussion, the City Council approved the Public Safety recommendations to introduce an ordinance amending Riverside Municipal Code Section 1.17.231 and adding Chapter 1.18, to strengthen the consequences of using illegal fireworks in the City limits; whereupon, an ordinance entitled, "An Ordinance of the City of Riverside, California, Adding Chapter 1.18 to the Riverside Municipal Code Establishing Administrative Penalties for Violations of the City's Fireworks Laws and Amending Section 1.17.231 of the Riverside Municipal Code," was presented and introduced.

Motion
Second
All Ayes

PARKING VIOLATION BAIL SCHEDULE AMENDMENT - RESOLUTION

Following discussion, the City Council adopted a resolution amending the bail schedule fine amount for parking violations of CVC 22500(l) described as Parked Blocking Sidewalk Wheelchair Access, increasing the fine from \$41 to \$250; whereupon, the title having been read and further reading waived, Resolution No. 23116 of the City Council of the City of Riverside, California, Amending Resolution No. 22103, as Amended, and the Bail



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		X				X

Schedule Pursuant to Section 10.08.040 of the Riverside Municipal Code for Violations of California Vehicle Code and Riverside Municipal Parking Regulations, was presented and adopted.

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Geuss announced there was nothing to report on the closed sessions held earlier in the day.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilmember Soubirous requested staff to return to the City Council with a report on signage or curb markings for wheelchair access ramps and other programs for awareness. Councilmember Davis will report to the City Council on the League of California Cities 2017 Strategic Goals and Priorities in December and requested referral of a policy on the number of cats and catteries to the City Council Utility Services/Land Use/Energy Development Committee. Councilmember Gardner requested a future agenda item to return the Fire Department Rescue Squad to service as quickly as possible and requested the City Clerk to expedite appointments to the Budget Engagement Commission to facilitate participation in the January Mid-Year Budget review. Councilmember Burnard requested referral of the La Sierra and Rubidoux fireworks sponsorships to the City Council Community Services and Youth Committee.

The City Council adjourned at 9:40 p.m., in honor of Brigadier General Stan Brown and Jack Brown.

Respectfully submitted,

COLLEEN J. NICOL
City Clerk

WARDS