

Office of the City Council

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JAN 25 2017

**City of Riverside
City Clerk's Office**

To: Ethics Committee

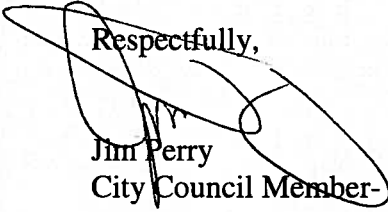
From: Council Member Jim Perry

Date: 1/25/2017

Subject: Complaint Statement

This issue was placed on the City Council agenda as a Closed Session item and noticed as anticipated litigation.

Respectfully,


Jim Perry
City Council Member- Ward 6

Approved in closed session 11-10-15 cm

Settlement Agreement and Mutual Release

In consideration of the sum of Forty Thousand Dollars (\$40,000), and the City of Riverside's public acknowledgement reproduced in paragraph 1, Paul Davis hereby forever releases, waives and discharges the City of Riverside and its respective employees, officers, agents, former employees, elected and appointed officials, of and from any and all claims, demands, actions, causes of action, known or unknown, suspected or unsuspected, relating in any manner whatsoever to the Government Claim filed by Paul Davis.

Paul Davis and the City of Riverside further agree to the special considerations which follow:

1. The City of Riverside and its City Council will publically acknowledge that:

"No charges were ever filed or brought against Councilmember Davis with regards to the events of 2014. The City Council regrets these events took place and hopes to put them behind us and move forward in a spirit of cooperation."

2. Paul Davis and the City of Riverside agree that this Settlement Agreement and Mutual Release is intended to be a full and final compromise, release and settlement of all claims, demands, actions, causes of action, known or unknown, suspected or unsuspected, relating to the above described incident and matters; and, as a further consideration and inducement for this compromise settlement, and Paul Davis and the City of Riverside expressly waive the provisions of Section 1542 of the Civil Code which reads as follows:

"A general release does not extend to claims which the creditor does not know or suspect to exist in his or her favor at the time of executing the release, which if known by him or

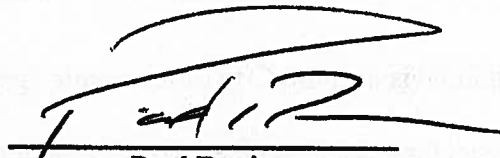
her must have materially affected his or her settlement with the debtor.”

3. Paul Davis represents that he is the sole possessor of the claims or causes of action being released, and that he has not assigned or otherwise transferred said claims or causes of actions.

4. Paul Davis and the City of Riverside understand and agree that this Settlement Agreement and Mutual Release sets forth the full and complete agreement of the parties, and that no statements or representations, other than those contained herein, have been made or relied upon by Paul Davis or the City of Riverside as an inducement for executing this Settlement Agreement and Mutual Release.

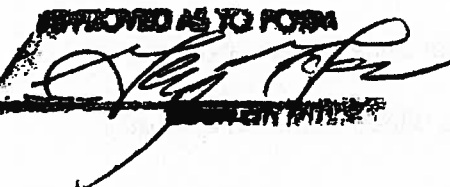
5. Paul Davis and the City of Riverside hereby acknowledge that they have discussed this Settlement Agreement and Mutual Release with their counsel, who have explained this document, and Paul Davis and the City of Riverside acknowledge that they understand all of the terms and conditions of this Settlement Agreement and Mutual Release and that this is a total and final settlement and compromise of all claims.

Dated: November 17, 2015

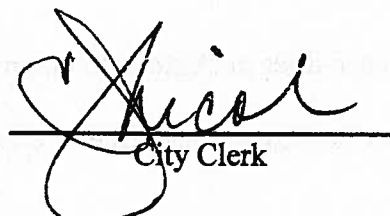

Paul Davis

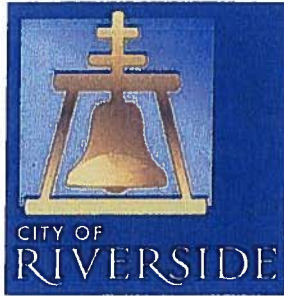
Dated: November 17, 2015 CITY OF RIVERSIDE


Past Mayor Pro-Tem

APPROVED AS TO FORM

CITY CLERK

Attest:


City Clerk



CITY COUNCIL MINUTES

TUESDAY, FEBRUARY 23, 2016, 1 P.M.
ART PICK COUNCIL CHAMBER
CITY HALL
3900 MAIN STREET

City of Arts & Innovation

COUNCILMEMBERS

		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
location and an Exclusive Negotiating Agreement with the Discovery Science Foundation to conduct a feasibility analysis for a Discovery Cube Riverside in the existing main library building in Downtown. No formal action was required or taken.								
MAIN LIBRARY PROJECT - 4019 MISSION INN Following discussion, the City Council (1) committed the current library building located at 3581 Mission Inn Avenue to a cultural, public reuse; (2) selected 3911 University Avenue as the location for the new Main Library; and (3) directed the City Manager to determine funding options and begin planning the new Main Library.	Motion Second All Ayes	X		X				
CHILDREN'S SCIENCE AND TECHNOLOGY EDUCATIONAL INSTITUTE - 3581 MISSION INN Following discussion, the City Council (1) approved an Exclusive Negotiation Agreement (ENA) with Discovery Science Foundation for a six-month term that may be extended for an additional six months by the City Manager to establish a period during which the Foundation shall have the exclusive right to conduct investigatory analyses of the existing City of Riverside Main Library located at 3581 Mission Inn Avenue, for the purpose of determining the feasibility, cost, funding sources, development, etc., of a children's science and technology educational institute and including preserving the exterior of the building and making the plaza available for festivals and events; (2) authorized the City Manager, or his designee, to execute the Exclusive Negotiation Agreement and make minor non-substantive changes; (3) requested public meetings during the vetting process; and (4) requested the City Manager to report back to the City Council in six months.	Motion Second All Ayes	X			X			
COMMUNICATIONS								
CITY ATTORNEY REPORT ON CLOSED SESSIONS City Attorney Geuss reported that in closed session the City Council approved by a vote of six in favor and none opposed with Councilmember Burnard absent, the request of Councilmember Soubrious for reimbursement of attorney fees in the amount of \$1,055 related to an investigation of Councilmember Mike Soubrious. Further, the City Council makes the following statement: "We regret the actions taken with regard to the investigation of Councilmember Mike Soubrious. This includes the process of discussing the matter in closed session, yet hearing the matter publicly, denying the Councilmember a right to rebut with witnesses. We regret any damages to Councilmember Soubrious' reputation and sincerely hope this can move Council forward in the spirit of cooperation."								