



*City of Arts & Innovation*

## CITY COUNCIL MINUTES

TUESDAY, APRIL 6, 2021, 1 P.M.

VIRTUAL MEETING

PUBLIC COMMENT IN PERSON/TELEPHONE

ART PICK COUNCIL CHAMBER

3900 MAIN STREET

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

ABSENT: None

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

The Invocation was given by Pastor Jason Decena.

Councilmember Hemenway led the Pledge of Allegiance to the Flag.

### ORAL COMMUNICATIONS FROM THE AUDIENCE

There was no one wishing to address the City Council.

### MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Hemenway, Perry, Fierro, and Melendrez expressed concern regarding the murder in the La Sierra neighborhood. Additionally, Councilmember Hemenway commented on policy regarding homelessness. Councilmember Perry commented jail policies, Laura's law, illegal camping in right of ways, release of mentally ill individuals into City limits by outside agencies, and the Easter Egg drive-thru at Bryant Park. Councilwoman Plascencia commented on homeless and mentally ill individuals. Councilmember Conder reported on retired U.S. Air Force Lieutenant General Harry Goldsworthy 107th birthday celebration and loss of Rear Admiral Allen Edward Hill. Councilmember Edwards reported on Latino Network Caesar Chavez Breakfast, Center for Social Innovation Policy Summit, and virtual office hours. Mayor Lock Dawson expressed condolences to the family of the murder victim Ke Chieh Meng and reported on Ward 6 tour and students returning to school campuses.

### PRESENTATIONS

Mayor Lock Dawson presented a Proclamation recognizing April as Earth Month.

Mayor Lock Dawson called upon Arts and Cultural Affairs Manager Margie Haupt to announce Virtual Riverside Insect Fair.



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### COMMUNICATIONS

#### INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

The Intergovernmental relations and legislative update was not held.

#### CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM CHALLENGE/FINANCIAL SOLVENCY UPDATE

The City Council received an update on the California Public Employees Retirement System challenge/financial solvency.

#### HOMELESS SOLUTIONS UPDATE

The City Council received an update on homeless solutions.

#### HEALTH, SAFETY, AND SECURITY UPDATES

The City Council received an update on health, safety, and security.

#### RULES AND REGULATIONS CREATED OR SUSPENDED

There was no update on rules and regulations created or suspended.

### DISCUSSION CALENDAR

#### WAIVE SUNSHINE ORDINANCE REQUIREMENT - EMPLOYMENT AGREEMENT WITH DONESIA GAUSE-ALDANA

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Hemenway to waive the Sunshine Ordinance by a two-thirds vote pursuant to Riverside Municipal Code Section 4.05.505 (D)(1)(a). The motion carried unanimously.

Following further discussion, it was moved by Councilmember Perry and seconded by Councilmember Edwards to approve and authorize the Mayor and Mayor Pro Tem to execute the Employment Agreement outlined in the written staff report with Donesia Gause-Aldana to serve as City Clerk beginning April 12, 2021. The motion carried unanimously.



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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 with Fiscal Year 2020-21 City Sponsorship Program removed from the Consent Calendar for separate discussion. The motion carried unanimously.

### MINUTES

The minutes of the meetings of March 16 and 23, 2021, were approved as presented.

### ANNOUNCEMENT OF COMMITTEE MEETINGS

The City Council Inclusiveness, Community Engagement, and Governmental Processes Committee will conduct a virtual meeting at 3:30 p.m. on Wednesday, April 7, 2021.

### CASE P20-0248 - SUMMARY VACATION - ANDREW/VAN BUREN/FARNHAM - RESOLUTION

The City Council (1) approved Planning Case P20-0248 for the Summary Street Vacation of .10 acre of a segment of excess right-of-way, subject to the recommended conditions of approval; (2) adopted a resolution vacating approximately .10 acre (4,460 square feet) of excess right-of way; and (3) authorized the City Manager, or his designee, to execute quitclaim deeds associated with the Summary Street Vacation as necessary; whereupon the title having been read and further reading waived, Resolution No. 23695 of the City Council of the City of Riverside, California, Providing for the Summary Vacation (Case No. P20-0248) of Approximately 4,460 Square Feet Excess Right-of-Way Segment of Andrew Street Between Van Buren Boulevard and Farnham Place, Riverside, California, was presented and adopted.

### AGREEMENT AMENDMENT - CROP MAINTENANCE

The City Council (1) approved the First Amendment to Crop Maintenance Agreement with Gless Ranch, Inc., to: (a) amend the definition of "Existing Groves" to also include the groves on APN 239-190-009 and APNS 239-190-014 thru 017; (b) include a non-exclusive license to the fruit stand on APN 239-190-016; and (c) amend the term to remove the automatic extension and set a termination date of June 30, 2022, in accordance with Purchasing Resolution 23256, Section 702(t); and (2) authorized the City Manager, or his designee, to execute the First Amendment to Crop Maintenance Agreement with Gless Ranch, Inc., including making minor and non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.



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### STATE OFFICE OF HISTORIC PRESERVATION GRANT - CULTURAL HERITAGE BOARD - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a Certified Local Government Grant from the State Office of Historic Preservation in the amount of \$5,000 to conduct training for the Cultural Heritage Board; (2) by at least five affirmative votes, authorized an increase in revenue in the amount of \$5,000 and appropriated expenditures in the same amount to Development Grants Fund, State Operating Grants expenditure account; and (3) authorized the City Manager, or his designee, to execute the grant documents, including making minor and non-substantive changes, and to sign all documents and instruments necessary to complete the transaction, including, but not limited to agreements and payment requests, which may be necessary to complete grant funded activities.

### BID 7806 - REPLACEMENT UTILITY VEHICLES

The City Council awarded Bid 7806 to Fritts Ford, Riverside, for the purchase of six replacement utility vehicles for the Parks, Recreation and Community Services Department Parks Division in the total amount of \$354,875.11.

### AMERICAN ASSOCIATION OF RETIRED PERSONS COMMUNITY CHALLENGE GRANT - SWIMMING POOL HEATERS AND POOL REFURBISHMENT - HUNT, REID, AND VILLEGAS PARKS - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the submittal of an application to the AARP Community Challenge grant program for purchase and installation of swimming pool heaters and pool refurbishment at Hunt, Reid and Villegas Parks in the approximate amount of \$750,000; (2) authorized the City Manager, or his designee, to accept the grant award, including amounts lesser or greater than the amount applied for, and to execute all grant documents, including making minor and non-substantive changes to documents associated with the grant; and (3) with at least five affirmative votes, authorized the Chief Financial Officer, or his designee, to record an increase in revenues and a supplemental appropriation in expenditures in the Grants and Restricted Program Fund in an amount equal to the grant award following receipt of the grant award.

### PURCHASE ORDER - WATCHGUARD BODY WORN CAMERAS - SUPPLEMENTAL APPROPRIATION

The City Council (1) authorized a purchase order for the purchase of 105 additional WatchGuard Body Worn Cameras from WatchGuard Video, Inc., including



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miscellaneous accessories, software, licensing, installation and warranty in the total amount of \$178,977.30; and (2) authorized a supplemental appropriation, with at least five affirmative votes, from the Special Deposits Fund Asset Forfeiture deposit account in the amount of \$178,977.30 to the Grants and Restricted Programs Fund Police Asset Forfeiture account.

### LOCAL, FEDERAL, AND STATE TASK FORCES PARTICIPATION REIMBURSEMENTS - SUPPLEMENTAL APPROPRIATIONS

The City Council (1) approved the obligation document for the United States Marshals Service Regional Fugitive Task Force overtime reimbursement for the term of October 1, 2020, through September 30, 2021, in the amount of \$125,200 and authorized the City Manager, or designee, to execute the document; and (2) with at least five affirmative votes, increased revenues and authorized supplemental appropriations in the amount of \$523,260.73 in the Grants and Special Revenue Fund overtime and maintenance reimbursements associated with task forces including: (a) the United States Marshals Service Regional Fugitive Task Force; (b) Riverside County Sheriff's Department multi-jurisdictional Riverside Auto-Theft Interdiction Detail Task Force; (c) High Intensity Drug Trafficking Area Task Force overtime reimbursements from the United States Drug Enforcement Administration; (d) State of California Department of Justice, Inland Narcotic Crackdown Allied Task Force; (e) Federal Bureau of Investigation Inland Violent Crime Suppression Task Force; (f) United States Department of Justice, Bureau of Alcohol, Tobacco and Firearms - Alcohol Tobacco and Firearms Gun/Gang Task Force; (g) Federal Bureau of Investigations - Orange County Regional Computer Forensic Laboratory Task Force; and (h) San Diego Police Department - Internet Crimes against Children Task Force.

### FINAL PARCEL MAP 37809 - GRACE/VICTORIA/CLEVELAND - RESOLUTION

The City Council adopted the Resolution of Acceptance for final approval of Parcel Map No. 37809 to subdivide two parcels into four parcels approximately 5 gross acres each on Grace Street between Victoria and Cleveland Avenues; whereupon the title having been read and further reading waived, Resolution No. 23696 of the City Council of the City of Riverside, California, Accepting the Final Map of Parcel Map No. 37809, was presented and adopted.



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### **DISCHARGE OF WASTES INTO THE PUBLIC SEWER AND STORM DRAIN SYSTEMS - ORDINANCE ADOPTED**

The City Council adopted an Ordinance amending Chapter 14.12 of the Riverside Municipal Code to update provisions regarding discharge of wastes into the public sewer and storm drain systems; whereupon, the title having been read and further reading waived, Ordinance No. 7551 of the City of Riverside, California, Amending Chapter 14.12 of the Riverside Municipal Code to Update Provisions Regarding Discharge of Wastes into the Public Sewer and Storm Drain Systems, was presented and adopted.

### **DISCUSSION CALENDAR**

#### **FISCAL YEAR 2020-21 CITY SPONSORSHIP PROGRAM**

Following discussion, it was moved by Councilmember Fierro and seconded by Councilmember Hemenway to approve the City Council Economic Development, Placemaking and Branding/Marketing Committee recommendations to (1) receive and order filed the City Sponsorship Program for the six-month period of January 1, 2021 through June 30, 2021; and (2) approve City Sponsorship support in the form of monetary funding and/or in-kind contributions of \$110,356 for charitable and community events, which are produced by local non-profit organizations as shown in the written staff report. The motion carried unanimously.

### **PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS**

#### **2017-18 HOUSING AND URBAN DEVELOPMENT ANNUAL ACTION PLAN AMENDMENT - COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS - BORDWELL PARK - HULEN PLACE**

Hearing was called to consider an amendment to the 2017-2018 United States Department of Housing and Urban Development Annual Action Plan to unallocate remaining or unused funds from completed Capital Improvement Projects at Bordwell Park Nati Fuentes Centro de Niños Flooring and Hulen Place Tenant Improvements. No one spoke on the matter. The public hearing was officially closed. Following discussion, it was moved by Councilmember Conder and seconded by Councilmember Perry to (1) authorize an amendment to the 2017-2018 United States Department of Housing and Urban Development Annual Action Plan to reduce the allocations of the following previously approved Capital Improvement Projects in the aggregate amount of \$213,044: Bordwell Park Nati Fuentes Centro de Niños Flooring from \$248,299 to \$88,200 and Hulen Place Tenant Improvements from \$115,000 to \$62,055; and (2) authorize the



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City Manager, or his designee, to sign all documents and instruments necessary to implement this action, including making minor non-substantive changes if necessary. The motion carried unanimously.

### CASES PR-2020-000330 AND DP-2020-00219 - ZONING TEXT AMENDMENT - REZONING - ORDINANCES INTRODUCED

Hearing was called to consider a Zoning Code Text Amendment and Map Amendment to amend various sections of Riverside Municipal Code Title 19 (Zoning) for technical and clarifying changes including minor changes and corrections necessary to remove inaccuracies, vagueness, conflicts, and redundancies. No one spoke on the matter. The public hearing was officially closed. Following discussion, it was moved by Councilmember Edwards and seconded by Councilmember Perry to (1) determine that Planning Cases PR-2020-000330 (Zoning Text Amendment) and Planning Case DP-2020-00219 (Rezoning) are exempt from further California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the CEQA Guidelines as it can be seen with certainty that there is no possibility that this proposal will have a significant effect on the environment; (2) approve Planning Case PR-2020-000330 (Zoning Text Amendment) and Planning Case DP-2020-00219 (Rezoning) based on the findings outlined in the written Planning Commission staff report; and (3) introduce an ordinance to amend various sections in Title 19 of the Riverside Municipal Code, including selection of the option regarding the referral process as identified in Chapter 19.650–Approving and Appeal Authority, for technical and clarifying changes including minor changes and corrections necessary to remove inaccuracies, vagueness, conflicts, and redundancies; (4) introduce an ordinance amending the Zoning Map to remove the Emergency Shelter (ES) Overlay Zone designation from the Hulen Place Community Shelter Campus; (5) maintain the current process for City Council or Mayor referrals of decisions; and (6) increase the buffer zone between all recycling facilities to 150 feet. The motion carried unanimously with Councilmember Conder noting disagreement with staff recommendation on the appeal process.

Whereupon Ordinances entitled “An Ordinance of the City Council of the City of Riverside, California, Amending Various Sections in Title 19 of the Riverside Municipal Code” and “An Ordinance 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 to Remove the Emergency Shelter (ES) Overlay Zone Designation from the Approximately 1.8-Acre Hulen Place Community Shelter Campus at 2800 – 2881 Hulen Place, Located



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on the North Side Of Massachusetts Avenue, Riverside, California," were presented and introduced.

### CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning In re Carbonlite Holding LLC., et al., U.S. Bankruptcy Court, District of Delaware, Bankruptcy Petition No. 21-10527 (JTD); City of Riverside v Carbonlite Industries, LLC., et al., RCSC Case No. CVR12100496; (2) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (3) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (4) §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 (5) §54957 for appointment of City Attorney by City Council.

Mayor Lock Dawson and the City Council returned to open session at 3:53 p.m.

### COMMUNICATIONS

#### CITY ATTORNEY REPORT ON CLOSED SESSIONS

Interim City Attorney Smith announced that on January 19, 2021, the City Council unanimously authorized a settlement payment of \$57,000 in matter of Deborah Parker v. City of Riverside in exchange for a request for dismissal and the matter is resolved.

#### ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

Councilmember Edwards requested Laura's Law presentation with preparation of letter to County. Councilmember Perry requested a presentation on Laura's Law as soon as possible and an update on the sale of former City Manager John Russo's house.

The City Council adjourned at 3:55 p.m.





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Respectfully submitted,

EVA ARSEO  
Interim City Clerk