



*City of Arts & Innovation*

## CITY COUNCIL MINUTES

TUESDAY, FEBRUARY 7, 2017, 3 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	A	X	X	X

Roll Call:

Present

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

The Invocation was given by Councilmember Perry.

The Pledge of Allegiance was given to the Flag.

### COMMUNICATIONS

#### LEGISLATIVE REPORT

Intergovernmental Relations Officer Lopez reported on the National Infrastructure Plan, Assembly Bill 28, Senate Bills 38 and 39, and the Riverside County Mid-Year Budget update.

### MAYOR/COUNCILMEMBER COMMUNICATIONS

BRIEF STATUS REPORTS FOR REGIONAL ORGANIZATIONS, CONFERENCES, SEMINARS, AND MEETINGS ATTENDED BY MAYOR AND CITY COUNCIL - WARD UPDATES - ANNOUNCEMENTS

Councilmember Soubirous reported on the Magnolia Neighborhood Alliance meeting. Councilmember Burnard reported on the La Sierra Community meeting. Councilmember Gardner reported on the Black History Parade.

### PRESENTATION

RIVERSIDE TRANSIT AGENCY DOWNTOWN STOP IMPROVEMENT PROJECT

The Mayor called upon Riverside Transit Agency Planning Director Rohan Kurupuu who gave a presentation on the Downtown Riverside Stop Improvement Project.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Ken Hunter, Ben Clymer, Jr., Ashler Jones, Dale Broome, Laura Coss, Judi Neal, Candice Baron, Kristina Zaragoza, Vaughn Becht, Robert Lauten, Raul Rodriguez, Jr., Francisco Ramos, Italia Garcia, Linnie Drolet, Patrick Poor, Javier Tavares, Kate Valdez, Betty Robinson, Patrice Lynes, Kevin Akin, Cyrus Hojjaty, Gina Mirelez, Robin Hvidston, Julio Marroquin, Tressy Caps, Jennifer Najera, Nathan McClain, Ricardo Flores, Father Miguel Ceja, Marisol Torres, Ilka Serrano, Ardythe Tyska, Patricia Eickman, Rachel



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1	2	3	4	5	6	7

Williams, Jennaya Dunlap, Alfonso Gonzales, Kyle Gibson, Jerry Diaz, Daryl Terrell, Brayan Cruz, Michala Phillips, Noah Teller, Maggie Hawkins, Amal Ali, Jesus Fernandez, Meghann Horton, Maribel Nunez, Annette Casillas, Darrin Johnson, Deidre Kirkwood, Harry Waksberg, Sara Doyle, Jacquelyn Barraza, Elizabeth Ayala, Eddie Sanchez, Christina Duran, Veronica Alvarado, Lyzzeth Mendoza, Steven Omw El-Khalib, Steve Figueroa, Joanna Dorado, Dennis Lopez, Dianey Murillo, Sergio Robles, Andres Mares Muro, Andrea Vidaurre, Victoria Stockton, Francisco Pedraza, and Arturo Arias spoke regarding a Sanctuary City resolution. Theresa Newham spoke regarding public comment. Aurora Chavez spoke regarding transportation and City spending. Margie Akin read a poem. John Fischer spoke regarding inclusiveness and diversity. Darlene DeMason spoke regarding Muslims and the travel ban. Monrow Mabon spoke regarding inclusion. John Denilofs spoke regarding immigrants.

### CONSENT CALENDAR

The following items were approved by one motion affirming the actions appropriate to each item, with the item regarding adoption of a resolution amending Master Fringe Benefits and Salary Plan reflecting various changes and updates for Utilities Customer Service Representative and Utilities Programs and Service classifications removed from the agenda.

Motion  
Second  
All Ayes

X

X

### MINUTES

The Minutes of the City Council meetings of January 17 and 24, 2017, were approved as presented.

### AGREEMENTS - REQUEST FOR PROPOSALS 1663 AND 1651 - PERFORMANCE ASSESSMENTS AND FINANCIAL EXPENDITURE REVIEWS - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved a Professional Consultant Services Agreement, Request for Proposal (RFP) 1663, in an amount not-to-exceed \$85,000 with Matrix Consulting Group, LTD, to conduct performance assessments and financial expenditure reviews of the Office of the Mayor and Office of the City Manager; (2) approved a Professional Consultant Services Agreement, Request for Proposal (RFP) 1651, in an amount not-to-exceed \$342,000 with Hillard Heintze, LLC., to conduct a performance assessment and financial expenditure review of the Police Department; (3) authorized a supplemental appropriation in the amount of \$52,000 from Police Department Asset Forfeiture Account 3145200-425400 to Non-Departmental City Manager's Office Special Program Account 7211100-450087, to fully fund the contract costs for the for performance assessment and financial expenditure review of the Police Department; and



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(4) authorized the City Manager, or his designee, to execute the Professional Consultant Services Agreements, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transactions.

#### CASES P15-0979, P15-0980, AND P15-0981 - REZONING, CONDITIONAL USE PERMIT, AND DESIGN REVIEW - DRIVE-THRU RESTAURANT - 5573 ARLINGTON - 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 rezoning .55 acre of land from Zone O to Zone CR-AP-B1 and Zone CR-AP-C located at 5573 Arlington Avenue; whereupon, the title having been read and further reading waived, Ordinance No. 7367 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 Rezoning 0.55 Acres of Land from Zone O to Zone CR-AP-B1 and Zone CR-AP-C, was presented and adopted.

#### CASE P05-1304 - REZONING - 7017, 7029, 7035, 7043, 7059, 7065, AND 7075 INDIANA - 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 rezoning 1.40 acres of land from Zone R-1-7000 to Zone O-X-10-X-5 located at 7017, 7029, 7035, 7043, 7059, 7065, and 7075 Indiana Avenue; whereupon, the title having been read and further reading waived, Ordinance No. 7368 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 Rezoning 1.40 Acres of Land from Zone R-1-7000 to Zone O-X-10-X-5, was presented and adopted.

#### 2017-18 ENGINEER'S REPORT - RIVERWALK LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT - RESOLUTION

The City Council adopted a resolution ordering the preparation of the 2017-18 Engineer's Report for the Riverwalk Landscape Maintenance Assessment District by Albert A. Webb Associates; whereupon, the title having been read and further reading waived, Resolution No. 23140 of the City Council of the City of Riverside, California, Initiating Proceedings to Levy and Collect Assessments for Fiscal Year 2017-2018 in the Riverwalk Landscape Maintenance District Pursuant to the Landscaping and Lighting Act of 1972, Appointing the Engineer of Record and Ordering Preparation of an Engineer's Report, was presented and adopted.



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#### 2017-18 ENGINEER'S REPORT - STREET LIGHT ASSESSMENT DISTRICT NO. 1 - RESOLUTION

The City Council adopted a resolution ordering the preparation of the 2017-18 Engineer's Report for the Street Light Assessment District No. 1 by Albert A. Webb Associates; whereupon, the title having been read and further reading waived, Resolution No. 23141 of the City Council of the City of Riverside, California, Initiating Proceedings to Levy and Collect Assessments for Fiscal Year 2017-2018 in the Street Lighting District No. 1 Pursuant to the Landscaping and Lighting Act of 1972, Appointing the Engineer of Record, and Ordering Preparation of an Engineer's Report, was presented and adopted.

#### 2017-18 ENGINEER'S REPORT - LANDSCAPE MAINTENANCE DISTRICT 88-1 (SYCAMORE HIGHLANDS, FORMERLY HIGHLANDER) - RESOLUTION

The City Council adopted a resolution ordering the preparation of the 2017-18 Engineer's Report for Landscape Maintenance District 88-1 (Sycamore Highlands) by Albert A. Webb Associates; whereupon, the title having been read and further reading waived, Resolution No. 23142 of the City Council of the City of Riverside, California, Initiating Proceedings to Levy and Collect Assessments for Fiscal Year 2017-2018 in Landscape Maintenance District No. 88-1 (Sycamore Highlands) Pursuant to the Landscaping and Lighting Act of 1972, Appointing the Engineer of Record and Ordering Preparation of an Engineer's Report, was presented and adopted.

#### COMMERCIAL LEASE AGREEMENT AMENDMENT - 10540 MAGNOLIA

The City Council (1) approved the First Amendment to Commercial Lease Agreement with Dunn Enterprises, Inc., dba Ice Town for space within the building located at 10540 Magnolia Avenue, Suite A, amending the term by removing the two, five-year extension options and lease term ending on July 31, 2028; and (2) authorized the City Manager, or his designee, to execute the First Amendment to the Commercial Lease Agreement with Dunn Enterprises, Inc., dba Ice Town, including making minor and non-substantive changes.

#### AGREEMENT - RFQ NO. 1650 - RIVERSIDE MUNICIPAL AIRPORT CAPITAL IMPROVEMENT AND AIRPORT MASTER PLAN PROJECTS - 6951 FLIGHT ROAD - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the Master Professional Consultant Services Agreement, General Aviation Airport Design and Construction Management, Request for Qualifications No. 1650, with Mead & Hunt, Inc., in an amount



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not-to-exceed \$250,000 from the Airport Fund for a five year term for on call design, engineering, and construction management services associated with miscellaneous Airport Capital Improvement Projects, and other projects included in the Airport Master Plan located at Riverside Municipal Airport, 6951 Flight Road; (2) authorized the City Manager, or his designee, to execute the Master Professional Consultant Services Agreement, General Aviation Airport Design and Construction Management, with Mead & Hunt, Inc., including making minor and non-substantive changes; (3) authorized the City Manager, or his designee, to execute project specific Supplemental Agreements, pursuant to Federal Aviation Administration regulations for separately negotiated projects under the Airport's Federal Aviation Administration Airport Capital Improvement Program under the Master Professional Consultant Services Agreement, General Aviation Airport Design and Construction Management, with Mead & Hunt, Inc., for a total not-to-exceed amount of \$250,000; and (4) authorized the Chief Financial Officer, or designee, to temporarily appropriate expenditures on a project specific basis for each Supplemental Agreement, from the Airport Fund Balance to account numbers as assigned by the Finance Department and replace Airport funds upon receipt or denial of grant revenue.

### MASTER FRINGE BENEFITS AND SALARY PLAN REVISIONS - UTILITIES CUSTOMER REPRESENTATIVE III AND SALARY ADJUSTMENTS

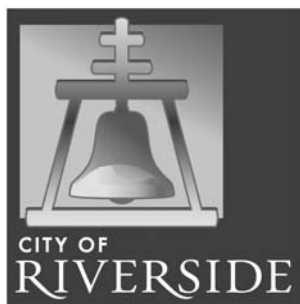
This item was removed from the agenda.

### LEASE AGREEMENT - COME BACK KIDS CHARTER SCHOOL - 2060 UNIVERSITY

The City Council (1) approved a lease agreement with Riverside County Office of Education to pay the City \$480 monthly rent through June 9, 2017, and allowing a one-year extension to the term for 680 square-feet of space at the Cesar Chavez Community Center for the Come Back Kids Charter School located at 2060 University Avenue; and (2) authorized the City Manager, or his designee, to execute the necessary documents to amend and/or extend the lease agreement.

### RIVERSIDE HERITAGE JOHN MUIR CHARTER SCHOOL - SUPPLEMENTAL APPROPRIATION

The City Council authorized supplemental appropriations in the annual amount of \$70,000 per year, for a total supplemental appropriation of \$140,000 for Fiscal Years 2016-17 and 2017-18 to the Parks, Recreation, and Community Services Department Budget for the estimated revenue and expenditure appropriations for administrative costs and reimbursements



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associated with Riverside Heritage John Muir Charter School sites at the Eric M. Solander Center located at 7801 Gramercy Place, Suite B and Cesar Chavez Community Center located at 2060 University Avenue, Suites 201 and 202.

#### EVERY 15 MINUTES GRANT PROGRAM 2017 - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved acceptance of \$6,000 from the Every 15 Minutes grant program from the California Office of Traffic Safety, California Highway Patrol, through the National Highway Traffic Safety Administration for materials and supplies for the high school drinking and driving awareness program; (2) authorized an increase in revenues in the amount of \$6,000 and appropriated expenditures in the same amount to accounts as established by the Finance Department; and (3) authorized the City Manager, or his designee, to execute the grant agreement, including making minor and non-substantive changes.

#### POLICE DEPARTMENT PARTICIPATION IN STATE AND FEDERAL TASK FORCES - SUPPLEMENTAL APPROPRIATION

The City Council (1) authorized an increase in estimated revenues in the amount of \$17,753 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the High Intensity Drug Trafficking Area task force overtime reimbursements from the United States Drug Enforcement Administration; (2) authorized an increase in estimated revenues in the amount of \$59,046.25 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the Inland Narcotic Crackdown Allied task force overtime reimbursements from the State of California Department of Justice; (3) authorized an increase in estimated revenues in the amount of \$85,000 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the Inland Narcotic Crackdown Allied task force helicopter maintenance reimbursements from the State of California Department of Justice; (4) authorized an increase in estimated revenues in the amount of \$17,753 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the Inland Regional Apprehension Team task force overtime reimbursements from the Federal Bureau of Investigation; (5) authorized an increase in estimated revenues in the amount of \$30,000 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the Alcohol Tobacco and Firearms Gun/Gang task force overtime reimbursements from the United States Department of Justice, Bureau of Alcohol, Tobacco and Firearms; and (6) authorized an



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increase in estimated revenues in the amount of \$80,000 and increased appropriations in the same amount to a project account to be assigned by the Finance Department for the United States Marshals Service (USMS) regional fugitive task force overtime reimbursements from the United States Marshals Service.

#### REWARD RENEWAL FOR INFORMATION - DERRICK BUTLER - SUPPLEMENTAL APPROPRIATION CONTINUATION - RESOLUTION

The City Council (1) adopted a resolution renewing the offer of a reward in the amount of \$10,000 for information that leads to the identification and apprehension of the person or persons responsible for the death of Derrick Butler, Police Department Case P15-108122, as approved by Council on September 27, 2016, for an additional 90 days; and (2) approved the continued use of the supplemental appropriation in the amount of \$10,000 from the General Fund Contingency Reserve Account that was allocated on September 27, 2016, and resides in Police Department's Riverside Reward Program Account 3100000-459026; whereupon, the title having been read and further reading waived, Resolution No. 23143 of the City Council of the City of Riverside, California, Offering a Reward in the Amount of \$10,000 for Information Leading to the Determination of the Identity of, and the Apprehension of, the Person or Persons Responsible for the Death of Derrick Butler, was presented and adopted.

#### REWARD RENEWAL FOR INFORMATION - JANICE LORRAINE BURNEY - SUPPLEMENTAL APPROPRIATION CONTINUATION - RESOLUTION

The City Council (1) adopted a resolution renewing the offer of a reward in the amount of \$10,000 for information that leads to the identification and apprehension of the person or persons responsible for the death of Janice Lorraine Burney, Police Department Case P16-032611, for an additional 90 days; and (2) approved the continued use of the supplemental appropriation in the amount of \$10,000 from the General Fund Contingency Reserve Account that was allocated on July 26, 2016, and resides in Police Department's Riverside Reward Program Account 3100000-459026; whereupon, the title having been read and further reading waived, Resolution No. 23144 of the City Council of the City of Riverside, California, Offering a Reward in the Amount of \$10,000 for Information Leading to the Determination of the Identity of, and the Apprehension of, the Person or Persons Responsible for the Death of Janice Lorraine Burney, was presented and adopted.



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**REWARD RENEWAL FOR INFORMATION - JUAN RAMIREZ - SUPPLEMENTAL APPROPRIATION CONTINUATION - RESOLUTION**  
The City Council (1) adopted a resolution renewing the offer of a reward in the amount of \$10,000 for information that leads to the identification and apprehension of the person or persons responsible for the death of Juan Ramirez, Police Department Case P15-107538, as approved by Council on August 25, 2015 and September 27, 2016, for an additional 90 days; and (2) approved the continued use of the supplemental appropriation in the amount of \$10,000 from the General Fund Contingency Reserve Account that was allocated on September 27, 2016, and resides in Police Department's Riverside Reward Program Account 3100000-459026; whereupon, the title having been read and further reading waived, Resolution No. 23145 of the City Council of the City of Riverside, California, Offering a Reward in the Amount of \$10,000 for Information Leading to the Determination of the Identity of, and the Apprehension of, the Person or Persons Responsible for the Death of Juan Ramirez, was presented and adopted.

**REWARD RENEWAL FOR INFORMATION - ALLEN DAMERON - SUPPLEMENTAL APPROPRIATION CONTINUATION - RESOLUTION**  
The City Council (1) adopted a resolution renewing the offer of a reward in the amount of \$10,000 for information that leads to the identification and apprehension of the person or persons responsible for the death of Allen Dameron, Riverside Police Department Case P15-063118, as approved by Council on August 25, 2015 and September 27, 2016, for an additional 90 days; and (2) approved the continued use of the supplemental appropriation in the amount of \$10,000 from the General Fund contingency reserve account that was allocated on September 27, 2016, and resides in Police Department's Riverside Reward Program Account 3100000-459026; whereupon, the title having been read and further reading waived, Resolution No. 23146 of the City Council of the City of Riverside, California, Offering a Reward in the Amount of \$10,000 for Information Leading to the Determination of the Identity of, and the Apprehension of, the Person or Persons Responsible for the Death of Allen Dameron, was presented and adopted.

### DISCUSSION CALENDAR

**RIVERSIDE MUNICIPAL CODE AMENDMENT - SUNSHINE ORDINANCE - ORDINANCE INTRODUCED**

Following discussion, the City Council introduced and subsequently adopted an ordinance amending Chapters 4.05.050, 4.05.060 and 4.05.080 of the





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

Riverside Municipal Code, known as the Sunshine Ordinance, expanding the twelve-day agenda publication requirement for all board and commissions, applying supplemental agenda material requirements to all boards and commissions, codify current practice relative to documents provided by outside parties, repealing conflicting section regarding special meetings, and providing that the Budget Engagement Commission meetings be videotaped; whereupon, an ordinance entitled, "An Ordinance of the City of Riverside, California, Adding Amending Chapters 4.05.050, 4.05.060 and 4.05.080 Title 4 to of the Riverside Municipal Code - Public Meetings and Public Records. - to be Known as the Riverside Sunshine Ordinance," was presented and introduced.

The closed sessions pursuant to Government Code (1) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; (2) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning two cases of anticipated litigation; and (3) §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 were not held.

## CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Geuss announced that on January 24, 2017, in the matter of Louis J. Jean-Louis v. Al Zelinka, et al., USDC Case No. 5:13-cv-01059-AG-AS, the City Council unanimously approved a portion of the settlement in the amount of \$4,000 per plaintiff for Robert E. Bogar, Jr., Barbara S. Guist, and Esther Y. Castillo for a total amount of \$12,000. City Attorney Geuss also announced the case has not been completed.

Councilmember Soubireous requested referral to the City Council Governmental Affairs Committee discussion of (1) requiring audio recording of the Human Relations Commission, Human Resources Board, and the



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Mayor's Commission on Aging meetings; (2) relevance and possibility of combining certain boards and commissions; and (3) meeting locations of boards and commissions to maximize public access.

The City Council adjourned at 7:19 p.m., in honor of former Riverside Police Officer Michael Crain.

Respectfully submitted,

SHERRY MORTON  
Assistant City Clerk