



*City of Arts & Innovation*

## CITY COUNCIL

### MINUTES

TUESDAY, APRIL 25, 2017, 2 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
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X	X	X	X	X	X	X

Roll Call:

Present

Mayor Bailey called the meeting to order at 2 p.m. in the Art Pick Council Chamber with all Councilmembers present.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

Karen Wright spoke regarding the City Council Election, the City Manager's Office Budget, and Measure Z. Jason Hunter spoke regarding the Code of Ethics and Board of Ethics.

#### COMMUNICATIONS

#### LEGISLATIVE REPORT

Intergovernmental Relations Officer Lopez reported on Federal Government funding, the National Infrastructure Plan, Senate Bills 1, 132, and 496, and Assembly Bill 252.

#### WORKSHOP

#### PUBLIC UTILITIES DEPARTMENT QUARTERLY UPDATE

Following discussion and without formal motion, the City Council received and ordered filed the quarterly update on the highlights, programs, and initiatives of the Public Utilities Department.

#### 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 Michael Blakely v. City of Riverside, WCAB Claim No: ADJ 10019158; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Patrick McCarthy v. City of Riverside, WCAB Claim No: 140305; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Wayne Vance Hardin v. City of Riverside, WCAB Claim No(s): 170086; 170030; 01000294-LTM; (4) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Gioconda Hychko v. City of Riverside, WCAB Claim No(s): ADJ 10089575; ADJ 10089572; (5) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Encore Education Corporation, et al., RCSC Case No. RIC 1706236; (6) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Mitsubishi Heavy Industries, et al., USDC Case No. 13-CV-1724-BEN (KSC); SCE, et al. v. Mitsubishi Nuclear Energy



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WARDS

Systems, et al., International Chamber of Commerce International Court of Arbitration, Case No. 19784/AGF; and Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Services and Facilities of Southern California Edison and San Diego Gas & Electric Associated with the San Onofre Nuclear Generating Station Units 2 and 3; CPUC Investigation 12-10-013; (7) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation; and (8) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation.

The Mayor and City Council returned to the Art Pick Council Chamber.

PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

**2016 TAXABLE PENSION OBLIGATION REFUNDING BONDS - RESOLUTION**

Hearing was called to consider a resolution authorizing the issuance of a not-to-exceed \$34.5 million aggregate principal Taxable Pension Obligation Refunding Bonds 2017 Series A (the "POB") with an average interest rate not-to-exceed up to 5.5 percent, to refund the bond anticipation note issued in 2016 and maturing on June 1, 2017, representing the Series B variable rate portion of the outstanding debt originally issued in 2005 to fund a portion of the City's pension obligation with the California Public Employees Retirement Systems and approve the financing team with Stifel, Nicolaus and Company, Inc., as underwriting bank, Stradling Yocca Carlson & Rauth as bond counsel, Jones Hall as disclosure counsel, and Urban Futures, Inc., as financial advisor. Two people spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) adopted the resolution authorizing execution and delivery of the notes authorizing issuance of not-to-exceed \$34.5 million aggregate principal Taxable Pension Obligation Refunding Bonds with an average interest rate not-to-exceed 5.5 percent; (2) approved the financing team with Stifel, Nicolaus and Company, Inc., as underwriting bank, Stradling Yocca Carlson & Rauth as bond counsel, Jones Hall as disclosure counsel, and Urban Futures, Inc.; (3) approved issuance of bonds after the City Council meeting of May 16, 2017, and consideration of Budget Engagement Commission recommendations; and (4) directed staff to make any and all necessary modifications to the Eleventh Supplemental Indenture, the Preliminary Official Statement, the Bond Purchase Agreement, and the Continuing Disclosure Agreement to effectuate a 10-year bond; whereupon, the title having been read and further reading waived, Resolution No. 23170 of the City Council of the City of Riverside, California Authorizing the Issuance of City of Riverside Taxable Pension Obligation Refunding Bonds, 2017



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	WARDS	GARDNER	MELNDRIZ	SOUBIROUS	DAVIS	MACARTHUR	PERRY	BURNARD
		1	2	3	4	5	6	7
Series A, Approving the Forms of and Authorizing the Execution and Delivery of a Eleventh Supplemental Trust Agreement, an Escrow Agreement, an Official Statement, and a Bond Purchase Agreement, and Authorizing Other Matters Relating Thereto, was presented and adopted.	Motion Second Ayes Noes				X		X	
		X	X	X	X	X	X	X
<u>CLOSED SESSIONS</u>								
The Mayor and City Council recessed to the City Council Board Room for a closed session pursuant to Government Code §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v. Mitsubishi Heavy Industries, et al., USDC Case No. 13-CV-1724-BEN (KSC); SCE, et al. v. Mitsubishi Nuclear Energy Systems, et al., International Chamber of Commerce International Court of Arbitration, Case No. 19784/AGF; and Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Services and Facilities of Southern California Edison and San Diego Gas & Electric Associated with the San Onofre Nuclear Generating Station Units 2 and 3; CPUC Investigation 12-10-013.								
The Mayor and City Council returned to the Art Pick Council Chamber.								
<u>PRESENTATION</u>								
The Mayor and City Council recognized Riverside's Twenty-Five Most Remarkable Teens as presented by the Riverside Youth Council.								
<u>RECESS</u>								
The City Council recessed at 5:07 p.m., and reconvened at 6:15 p.m. in the Art Pick Council Chamber with Mayor Bailey presiding and all Councilmembers present.								
<u>PRESENTATION</u>								
<u>PARK AND RECREATION COMMISSION</u>								
Chair Barry Johnson presented a report on the activities of the Park and Recreation Commission. Following discussion and without formal motion, the City Council (1) received and ordered filed the report; and (2) thanked Mr. Johnson for the presentation.								
The Invocation was given by Councilmember Mac Arthur.								
The Pledge of Allegiance was given to the Flag.								



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#### WARDS

#### 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 Legislative Days, Earth Day, and Gless Ranch Community Cleanup. Councilmember Burnard reported on a Ward 7 Community meeting, the Arlanza Community Safety event, and a Day in the Park. Councilmember Melendrez reported on the Church of Latter-Day Saints event at Sherman Indian High School, the Drown-Proof Clinic, the Walk by Faith event, and the Riverside Leadership Program. Councilmember Gardner reported on the Tamale Festival and the Insect Fair. Councilmember Soubrious reported on Victoria Avenue Forever Day and the Meals on Wheels fundraiser. Mayor Bailey reported on the Meals on Wheels fundraiser, Victoria Avenue Forever Day, the Walk for Wishes event, and Girls Who Code event. Councilmember Mac Arthur reported on the Victoria Avenue Forever Day.

#### PRESENTATIONS

Mayor Bailey called upon Optimist Club representative Joel Friedberg for presentation of the Youth Appreciation Program.

Mayor Bailey called upon Councilmember Burnard who recognized La Sierra University Computer Science Professor Dr. Enoch Hwang for his outstanding efforts in engaging the community in STEM (Science, Technology, Engineering, and Mathematics) activities.

#### RIVERSIDE PRIDE SUCCESS REPORT

Riverside Neighborhood Partnership Member Tom Donahue celebrated Downtown North Neighborhood Watch.

#### ORAL COMMUNICATIONS FROM THE AUDIENCE

There were no oral comments given at this time.

#### CONSENT CALENDAR

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

Motion  
Second  
All Ayes

#### BOARD AND COMMISSION RESIGNATIONS

The City Council (1) accepted the resignations of Donna L. Mitas (Ward 6) from the Commission on Aging and Jennifer D. Binkley (Citywide) from the

X

X



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Metropolitan Museum Board, effective immediately; and (2) requested the City Clerk to process the vacancies.

#### MINUTES

The Minutes of the City Council meeting of April 11, 2017, were approved as presented.

#### PURCHASE AND SALE AGREEMENT - CITY-OWNED VACANT LAND - VAN BUREN/INDIANA

The City Council approved the City Council Development Committee recommendations to (1) approve the Purchase and Sale Agreement with Van Buren Land and Investment, Inc., for sale of City-owned property located at the northeasterly corner of Van Buren Boulevard and Indiana Avenue, identified as Assessor Parcel Number 233-063-012 for \$150,000; and (2) authorize 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 and to expend up to \$5,000 for title, escrow and miscellaneous related closing costs.

#### ENCROACHMENT PERMIT POLICY REVISIONS - PRIVATE WALLS AND FENCES IN PUBLIC RIGHT-OF-WAY

The City Council approved the City Council Utility Services/Land Use/Energy Development Committee recommendations to (1) revise the current policy to allow construction of privately owned walls and/or fences in the public right-of-way subject to the following conditions: (a) an Encroachment Permit will be approved and issued by the Director of Public Works, following input from the Councilmember of the respective Ward; and (b) a Covenant and Agreement Encroachment into Public Right-of-Way will be recorded by the City with the Riverside Assessor-County Clerk-Recorder as a requirement of the Encroachment Permit; and (2) approve the Covenant and Agreement for Encroachment into Public Right of Way as outlined in the written staff report.

#### TEMPORARY REVOCABLE LICENSE AGREEMENT AMENDMENT - MISSION SQUARE OFFICE BUILDING, 3750 UNIVERSITY AVENUE, SUITE 110

The City Council (1) approved the Fourth Amendment to Temporary Revocable License Agreement with Best Best & Krieger LLP, for \$3,250 monthly rent for approximately 1,185 square feet of space in the Mission Square Building located at 3750 University Avenue, Suite 110; and (2) authorized the City Manager, or his designee, to execute the Fourth



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#### WARDS

Amendment to the Temporary License Agreement, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.

#### DONATION - KIWANIS CLUB OF UPTOWN RIVERSIDE - FIRE DEPARTMENT PUBLIC EDUCATION PROGRAMMING - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a \$5,000 donation from Kiwanis Club of Uptown Riverside; and (2) authorized an increase in revenue in the amount of \$5,000 and appropriated expenditures in the same amount into a project account to be established by the Finance Department.

#### FRIENDS OF THE RIVERSIDE PUBLIC LIBRARY DONATION

The City Council authorized acceptance of a donation from the Friends of the Riverside Public Library in the amount \$48,506.25 and deposit into Revenue Account 0000722-225405 to be used for Library programs, materials and services.

#### BID 7459 REJECTION - READER BOARD SIGN IMPROVEMENTS AT BOBBY BONDS PARK

The City Council rejected all bids and released bid bonds received for Bid 7459 for the Reader Board Sign Improvements at Bobby Bonds Park.

#### SPEED LIMIT ZONES - BARTON/WELLS - ORDINANCE INTRODUCED

The City Council introduced and subsequently adopted an ordinance to (1) establish a 45 MPH speed limit zone on Barton Street from Van Buren Boulevard to Mariposa Avenue; and (2) reduce the existing speed limit on Wells Avenue from Tyler Street to Hole Avenue from 40 MPH to 35 MPH; whereupon, an ordinance entitled, "An Ordinance of the City of Riverside, California Amending Section 10.76.010 of the Riverside Municipal Code Designating the Prima Facie Speed Limits for Streets and Portions Thereof in Accordance with the Provisions of Sections 10.20.020 and 10.20.030," was presented and introduced.

#### PREFERENTIAL PARKING ZONE REVISION - ELMWOOD - RESOLUTION

The City Council adopted a resolution changing the time limit and duration of the existing Preferential Parking Zone on both sides of Elmwood Drive from Elmwood Court to Riverside Avenue from "1-Hour Parking Between the Hours of 9 a.m. to 9 p.m. of Any Day Except Sunday and Holidays" to "No Parking Between the Hours of 6 a.m. to 8:30 p.m. Monday through Friday, Except Holidays"; whereupon, the title having been read and further reading



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G	M	S	D	M	P	B
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## WARDS

The City Council (1) adopted the "Resolution of Acceptance" for final approval of Parcel Map 36638 relative to a proposal by Columbia Business Center LLC., successor to M.I.G. Hogle-Ireland to subdivide approximately 72.5 vacant acres into three parcels for future development of three industrial buildings; and (2) accepted the agreement and sureties for the installation and faithful performance of improvements and the labor and material bond in accordance with the improvement plans for the development of Parcel Map 36638; whereupon, the title having been read and further reading waived, Resolution No. 23174 of the City Council of the City of Riverside, California, Accepting the Final Map of Parcel Map No. 36638, was presented and adopted.

