



**CITY COUNCIL
AND
SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY
MINUTES**

TUESDAY, SEPTEMBER 12, 2017, 1 P.M.
ART PICK COUNCIL CHAMBER
CITY HALL
3900 MAIN STREET

City of Arts & Innovation

		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	C O N D E R	M A C A R T H U R	P E R R Y	V A C A N T
		1	2	3	4	5	6	7
of City Councilmembers elected in 2019 and 2021 by one year; and (2) directed the City Attorney and City Clerk to prepare the appropriate implementing ordinance.	Motion Second All Ayes	X			X			
<u>CLOSED SESSIONS</u>								
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; and (2) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning one case of anticipated litigation were not held.								
<u>RECESS</u>								
The City Council recessed at 2:07 p.m. and reconvened at 3 p.m., in the Art Pick Council Chamber with all Councilmembers present								
<u>PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS</u>								
Mayor Bailey left the dais at this time as he is a party in the following appeal hearing and Mayor Pro Tem Perry presided.								
BOARD OF ETHICS HEARING PANEL DECISION - APPEAL - JASON HUNTER								
Hearing was called for an appeal filed by Jason Hunter of the decision by the Board of Ethics Hearing Panel of no violation in the matter of his complaint against Mayor Bailey. One person spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) denied the appeal finding that the hearing panel did not commit a clear error or an abuse of discretion based upon the record in determining that Mayor Bailey did not violate the Code of Ethics and Conduct on December 6, 2016, and (2) adopted the decision of the hearing panel as the findings of the City Council on appeal.	Motion Second All Ayes			X				
BOARD OF ETHICS HEARING PANEL DECISION - APPEAL - JASON HUNTER								
Hearing was called for an appeal filed by Jason Hunter of the decision by the Board of Ethics Hearing Panel of no violation in the matter of his complaint against Board of Public Utilities Chair David Austin. One person spoke on the matter. The public hearing was officially closed. Following discussion, the City Council (1) denied the appeal finding that the hearing panel did not commit a clear error or an abuse of discretion based upon the								



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X			X			

record in determining that Chair Austin did not violate the Code of Ethics and Conduct on May 22, 2017; and (2) adopted the decision of the hearing panel as the findings of the City Council on appeal.

Motion
Second
All Ayes

RECESS

The City Council recessed at 3:46 p.m. and reconvened at 6:15 p.m., in the Art Pick Council Chamber with all Councilmembers present.

The Invocation was given by Councilmember Perry.

The Pledge of Allegiance was given 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 Perry reported on the 9/11 Ceremony and a Ward 6 Community meeting at Bryant Park. Councilmember Conder reported on the 45th Annual Military Appreciation Picnic and the White Heart Foundation Ride to the Flags. Councilmember Soubirus reported on a Magnolia Area Neighborhood Alliance meeting at the Janet Goeske Senior Center, and a community meeting at Pachappa School. Councilmember Melendrez reported on the Riverside Arts Academy Open House and "Nightmare Before Christmas" Fundraiser at Cesar Chavez Community Center. Councilmember Gardner reported on Parking Day in Downtown Riverside. Councilmember Mac Arthur reported on the California Baptist University Events Center and Bourns College of Engineering.

PRESENTATIONS

Mayor Bailey called upon Arts and Cultural Affairs Manager Margie Haupt who recognized Jeff Soto as Arts Honoree of the Month.

Mayor Bailey called upon Councilmember Melendrez who presented a Proclamation to Latino Network recognizing September 15 through October 15, 2017, as Hispanic Heritage Month and recognized Centro de Niños Child Care Center for their dedication to the community.

RIVERSIDE PRIDE SUCCESS REPORT

Mayor Bailey reported on the Riverside Aquatics Association.



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ORAL COMMUNICATIONS FROM THE AUDIENCE

Marilyn Whitney spoke regarding Ward 7 representation and the Agricultural Park. Carolyn Brodeur spoke regarding the Riverside Police Department. Theresa Newham spoke regarding the West Coast Blues Festival and Museum. Scott Andrews spoke regarding the La Sierra and Collett Request for Proposals and high density housing. Karen Wright spoke regarding transitional housing at La Sierra and Collett, zoning, and the ice skating rink at White Park. Kevin Dawson spoke regarding the design of the new library.

CONSENT CALENDAR

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

Motion
Second
All Ayes

MINUTES

The Minutes of the City Council meeting of August 29, 2017, were approved as presented.

HOLIDAY MEETING SCHEDULE

The City Council cancelled the regularly scheduled City Council meetings of Tuesday, November 21 and December 26, 2017, and January 2, 2018, due to the holiday schedule.

COVENANT AND AGREEMENT - ACCEPTANCE OF DRAINAGE WATERS

The City Council (1) approved the Covenant and Agreement for Acceptance of Drainage Waters with IPT Waterman DC LP, from the 25.25-acre vacant property located at the southwesterly corner of Waterman Avenue and Dumas Street, Assessor Parcel Numbers 0141-431-16 and 0141-431-17, adjacent to the City-owned Waterman Golf Course in the City of San Bernardino; and (2) authorized the City Manager or his designee to execute the Covenant and Agreement for Acceptance of Drainage Waters with IPT Waterman DC LP, and GSW#4 Development, LLC, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete the transaction.

CALIFORNIA STATE LIBRARY GRANT - ADULT LITERACY PROGRAMS - SUPPLEMENTAL APPROPRIATION

The City Council (1) accepted a \$18,000 grant award from the California State Library for adult literacy programs for Fiscal Year 2017-18; (2) authorized the City Manager, or his designee, to execute all documents related to the grant; and (3) authorized an increase in revenues in the



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amount of \$18,000, final payment per capita with an amount contingent on per adult learner served with match contingent on local funds raised and expended for adult literacy, and appropriated expenditures in the same amount to an account assigned by the Finance Department.

ACCEPTANCE OF LIBRARY TRUST FUNDS - LIBRARY PROGRAMS, MATERIALS, AND SERVICES - SUPPLEMENTAL APPROPRIATION

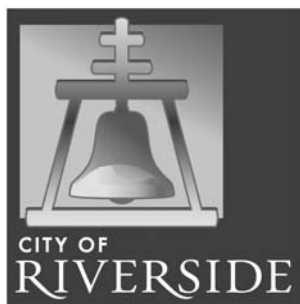
The City Council (1) authorized acceptance of \$190,000 from the Library Trust Fund and \$132,513.13 of donated Gift Funds for use by the Library for programs, materials, and services; (2) authorized an appropriation of Library designated Trust Funds in the amount of \$190,000 to Library Expenditure Account 5145000-450200 with an offsetting increase in General Fund revenues for funds to be transferred from Library Trust Fund Account 0000722-225466; and (3) authorized an appropriation of Library donated Gift Funds in the amount of \$132,513.13 to Library Expenditure Account 5145000-450201 with an offsetting increase in General Fund revenues for funds to be transferred from the Library Gift Fund Accounts: \$44,699.85 from Friends Revenue Account 0000722-225401, \$45,479.20 from Library System Revenue Account 0000722-225405, \$16,790.08 from Administration Interest Account Revenue Account 0000722-225402, \$11,558 from Maxine Tate Library Fund Revenue Account 0000722-225404, and \$13,986 from Vanderzyl Fund Revenue Account 0000722-225406.

RIVERSIDE PUBLIC LIBRARY FOUNDATION DONATION - CALIFORNIA LIBRARY ASSOCIATION CONFERENCE STAFF ATTENDANCE - SUPPLEMENTAL APPROPRIATION

The City Council (1) authorized acceptance of \$3,180 from Riverside Public Library Foundation; and (2) authorized an increase in Account 0000722-225405 in the amount of \$3,180 and appropriated expenditures in the same amount in Library Gift Fund Account 5145000-450201 with an offset to General Fund revenues to pay for Library staff registration fees to attend the California Library Association Conference on November 2-4, 2017.

ACCEPTANCE OF PROPOSITION 1B - PUBLIC, TRANSPORTATION MODERNIZATION, IMPROVEMENT AND SERVICE ENHANCEMENT ACCOUNT - SPECIAL TRANSPORTATION CAPITAL PROGRAM - SUPPLEMENTAL APPROPRIATION

The City Council (1) authorized the acceptance of funds in the amount of \$12,976 from Public Transportation Modernization, Improvement and Service Enhancement Account - Prop 1B; and (2) authorized an increase in



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estimated revenue and appropriations in the amount of \$12,976 to a project account to be assigned by the Finance Department.

**PARKS, RECREATION AND COMMUNITY SERVICES DEPARTMENT
DONATIONS - FUNDS TRANSFER - SUPPLEMENTAL APPROPRIATION**

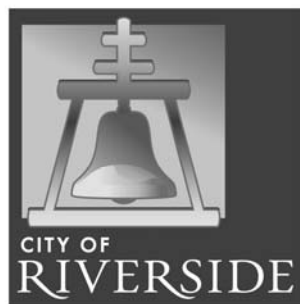
The City Council (1) accepted monetary donations of \$143,251.68 received by the Parks, Recreation and Community Services Department from various sources including local businesses, community groups, organizations, and individuals to support events and programs; (2) approved the transfer of funds from Parks, Recreation and Community Services Department accounts to the General Fund in the amount of \$143,251.68; and (3) approved a supplemental appropriation in the amount of \$143,251.68 to expenditure accounts as indicated in the Fiscal Impact section outlined in the written staff report.

**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, Police Department case P15-063118, as approved by the City Council on August 25, 2015, September 27, 2016, and February 7, 2017, for an additional 60 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 August 25, 2015, and resides in Police Department's Riverside Reward Program Account 3100000-459026; whereupon, the title having been read and further reading waived, Resolution No. 23225 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.

POLICE VEHICLE REFURBISHMENT PROGRAM

The City Council (1) approved the purchase of replacement parts for ten vehicles for the Police Vehicle Refurbishment Program from Raceway Ford, Riverside, in an amount not-to-exceed \$130,000; and (2) approved the purchase of labor for the removal and installation of parts needed for the Police Vehicle Refurbishment Program from Riverside Transmission Center, Riverside, in an amount not-to-exceed \$27,000 from the Measure Z Vehicle Replacement Account in accordance with Purchasing Resolution 22576,



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Section 201(g).

AGREEMENT - SCHEDULING COORDINATOR SERVICE - WINTEC PALM WIND PROJECT - SUPPLEMENTAL APPROPRIATION

The City Council (1) approved the Scheduling Coordinator Service Agreement with Wintec Energy, Ltd., to designate Riverside Public Utilities as the Scheduling Coordinator/Agent to perform scheduling services with the California Independent System Operator for up to 5.93 MW of the Wintec Palm Wind Project for an initial term of two years with the option for future extensions, for an initial two-year agreement revenue in the amount of \$67,000; (2) authorized the City Manager, or his designee, to execute the Scheduling Coordinator Service Agreement with Wintec Energy, Ltd., including any documents necessary to enter into the Agreement, any documents necessary to administer the Agreement, including termination, as applicable, and execute any future extensions and amendments to the Agreement under terms and conditions substantially similar or superior to the existing contract provisions; and (3) authorized an increase in estimated revenues in the amount of \$67,000.

ENERGY EFFICIENCY AND DEMAND REDUCTION - ASSEMBLY BILL 2021 AND 2227 REQUIREMENT

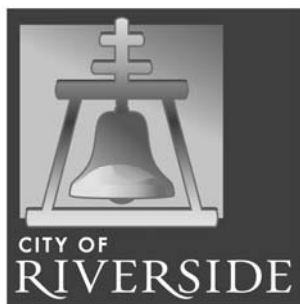
The City Council approved the Riverside Public Utilities updated Annual Energy Efficiency and Demand Reduction Goal of one percent of annual projected retail energy sales for the period beginning 2018 through 2027 as required by Assembly Bills 2021 and 2227.

FISCAL YEAR 2016-17 SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY BI-ANNUAL EXPENDITURE REPORT

The City Council received and ordered filed the Southern California Public Power Authority bi-annual expenditure report for Fiscal Year 2016-17.

FISCAL YEAR 2017-18 TASK ORDERS - SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY - ENERGY EFFICIENCY PROGRAMS

The City Council (1) approved the annual Task Order with Cohen Ventures, DBA Energy Solutions, SCPPA Resolution 2013-019 for the Upstream HVAC Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18 in the amount of \$250,000; (2) approved the annual Task Orders with Synergy Companies, SCPPA Resolution 2014-082 for the Multifamily Direct Installation Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18, in the amount \$150,000; (3) approved



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the annual Task Order with GreenLite Lighting Corporation USA, SCPPA Resolution 2014-119 for the Retail LED Buydown Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18 in the amount of \$300,000; (4) approved the annual Task Order with Lime Energy Services Company, SCPPA Resolution 2016-008 for the Small Business Direct Installation Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18, in the amount of \$965,000; (5) approved the annual Task Order with Richard Heath and Associates Inc., SCPPA Resolution 2012-005 for the Small Business Direct Installation Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18, in the amount of \$965,000; (6) approved the annual Task Order with Efficiency Services Group, LLC, SCPPA Resolution 2015-023 for the Keep Your Cool Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18, in the amount of \$100,000; (7) approved the annual Task Order with Muni-Fed Partner Energy, LLC, SCPPA Resolution 2017-070 for the Key Accounts Energy Efficiency Program through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18 in the amount of \$150,000; (8) approved the annual program Task Orders through Southern California Public Power Authority for Energy Efficiency Programs for Fiscal Year 2017-18 in the total amount of \$2,880,000; and (9) authorized the City Manager, or his designee, to sign the Task Orders between Riverside Public Utilities and Southern California Public Power Authority for services by Energy Solutions Inc., Synergy Companies, GreenLite Lighting Corporation USA, Lime Energy Services Company, Richard Heath and Associates, Efficiency Services Group, and Muni-Fed Partner Energy that are agreed upon under the Southern California Public Power Authority Master Professional Services Agreement, including the ability to make any minor non-substantive changes to the Task Orders without exceeding the previously approved program budget.

**SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY -
PURCHASE AND SALE AGREEMENT - RETAIL AND SENIOR HOUSING
DEVELOPMENT - 11124-11144 PIERCE AND 4870 LA SIERRA**

The Successor Agency to the Redevelopment Agency recommended that the Oversight Board (1) adopt a resolution authorizing execution of a Purchase, Sale and Development Agreement with R.C. Hobbs Company, Inc. for the disposition and development of the property located at 11124-11144 Pierce Street and 4870 La Sierra Avenue, identified as Assessor's Parcel Numbers 146-220-040 and -041, and known as Five

