

City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, SEPTEMBER 6, 2022, 1 P.M.
PUBLIC COMMENT IN PERSON/TELEPHONE
ART PICK COUNCIL CHAMBER
3900 MAIN STREET

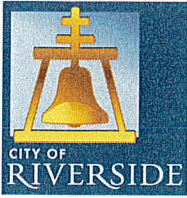
PRESENT: Mayor Lock Dawson, Councilmembers Edwards, Cervantes, Fierro, Conder, Perry, and Hemenway and Councilwoman Plascencia

ABSENT: None

Mayor Lock Dawson called the meeting to order at 1:21 p.m.

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 from legal counsel concerning William Sos v. City of Riverside, WCAB Claim No.(s): 170307/ADJ12116674; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside v Rubidoux Community Services District, et al., SBSC Case No. CIVDS 1310520; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Jacob Lacatus, et al. v. City of Riverside, et al., Riverside Superior Court Case No. RIC2003858; (4) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Joseph Cruz v. City of Riverside, WCAB Claim No.(s): ADJ15975943 & ADJ11255706; (5) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Jacquelyn Greer v. City of Riverside, et al., Riverside Superior Court Case No. RIC1904033; (6) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Steven Samano v. City of Riverside, et al., Riverside Superior Court Case No. RIC1818668; (7) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (8) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (9) §54956.9(d)(4) to confer with and/or receive advice from legal counsel concerning the City Council deciding whether to initiate litigation regarding one case; (10) §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 except the City Manager, 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; (11) §54957 for appointment/employment of City Manager by City Council; (12) §54957.6 to review the



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City Council's position and instruct designated representatives regarding salaries, salary schedules, or compensation paid in the form of fringe benefits of unrepresented employee for City Manager; (13) §54957 for performance evaluation of Interim City Manager; (14) §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 unrepresented employee for Interim City Manager; (15) §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 unrepresented employee for City Attorney; and (16) §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 unrepresented employee for City Clerk.

The Mayor and City Council returned to open session at 1:45 p.m. with Mayor Lock Dawson presiding and all Councilmembers present.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Errol Koschewitz spoke regarding audit of the City's funding allocation to the Chamber of Commerce. A. Everett spoke regarding the encampment ordinance. Jason Hunter spoke regarding public comment, public meeting accessibility and Measure MM.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

The City Council received an update on Intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

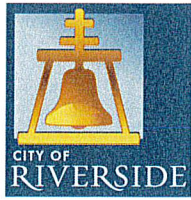
The City Council received an update on homeless solutions.

STRATEGIC PLAN UPDATE

There was no update on strategic planning.

SUSTAINABILITY UPDATE

There was no update on sustainability.



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HEALTH, SAFETY, AND SECURITY UPDATES

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

LEGAL UPDATE

There was no legal update.

PRESENTATION

EXPLORE RIVERSIDE TOGETHER

Mayor Lock Dawson called upon My Learning Studio Executive Director Lorna Jenkins for a presentation on Explore Riverside Together.

DISCUSSION CALENDAR

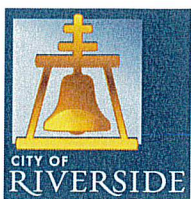
BUSINESS TAX DISCOVERY AND AMNESTY PROGRAM

Following discussion, it was moved by Councilmember Hemenway and seconded by Councilmember Cervantes to approve the Financial Performance and Budget Committee recommendations to (1) receive and order filed an update on the current status of the City's Business Tax Discovery program and overall compliance rate; (2) recommend the approval and implementation of Option Three to collect three years of back taxes and waive penalties via an amnesty program targeting each discovery category for non-compliant accounts; (3) direct staff to implement standard procedures for all new discoveries following the amnesty program timeframe in compliance with the Riverside Municipal Code, including assessment of penalties and back taxes; and (4) recommend staff return to the Financial Performance and Budget Committee in one year to provide an update on the outcome of the amnesty and discovery program and report resulting revenue enhancements. The motion carried unanimously.

Councilmember Edwards recused herself from participating in the following item citing conflict of interest owning real estate within 500 feet of the project.

FORMATION OF P3 PROJECT SUBCOMMITTEE TO ASSURE CONTINUED PROGRESS OF RIVERSIDE ALIVE PROJECT

Following discussion, it was moved by Councilmember Fierro and seconded by Councilmember Cervantes to appoint Councilmember Fierro as City Council liaison to



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the P3 Project subcommittee for the purpose of meeting regularly with staff, City consultants, legal counsel, and the project developers to assure the continued progress of the Riverside Alive project. The motion carried with Councilmembers Cervantes, Fierro, Conder, and Hemenway voting aye, Councilmember Perry and Councilwoman Plascencia voting no, and Councilmember Edwards recused.

Councilmember Fierro recused himself from participating in the following item citing conflict of interest owning a business within 500 feet of the Downtown Business District.

COMMUNITY ENGAGEMENT PLAN FOR DEVELOPMENT OF AMENDED PARKING RATES AND HOURS SCHEDULE

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Edwards to (1) receive and order filed the community engagement plan for the development of an amended parking rates and hours schedule; and (2) direct staff to bring back the engagement plan for development of amended parking rates and hours schedule to the City Council meeting at end of March 2023. The motion carried with Councilmembers Edwards, Cervantes, Conder, Hemenway, Perry and Councilwoman Plascencia voting aye, and Councilmember Fierro recused.

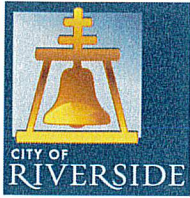
The Mayor and City Council adjourned to closed sessions at 4:05 p.m. and reconvened at 6:15 p.m. with Mayor Lock Dawson presiding and all Councilmembers present.

The invocation was given by the Lionel Sims, Senior Pastor of Northside Church of Christ.

Councilmember Edwards led the Pledge of Allegiance.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on Third Street Grade Separation meeting, roundtable meeting with individuals experiencing homelessness, Rainbow Pride Youth Alliance, Labor Day celebration, Pride Celebration, banners displayed on the implementation of Northside Specific Plan, and repaving of streets near Salmon River Road. Councilmember Cervantes reported on National Community Action Partnership meeting in New York, Riverside Pride event, Jazz Festival at White Park, and Riverside Tamale Festival. Councilmember Conder reported on Redistricting meeting at Villegas Park and thanked Cindy Mendoza and John Garcia for taking part in the process, Gentex



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Corporation briefing on the F-35 Lightning II program, candidate forum for the Western Municipal Water District on September 28th at the Orange Crest Community Center, and football game between Poly vs. King high schools. Councilwoman Plascencia reported on a community meeting and thanked Riverside Public Utilities and 311 Call Center staff, youth office hours, Riverside Pride, and California League of Cities meeting in Long Beach. Councilmember Perry reported on Redistricting workshops and revising the whistleblower process. Mayor Lock Dawson reported on Beautify Riverside, another cleanup event on September 24th in Casa Blanca, Community Assistance, Recovery, and Empowerment (CARE) Court, trip to Sacramento to advocate for tax abatement measures for affordable housing, and United States Citizenship and Immigration Services (USCIS) workshop hosted by the City Clerk's Office at the Passport Acceptance Facility.

ANNOUNCEMENT OF COMMITTEE MEETINGS

The City Council Inclusiveness, Community Engagement, and Governmental Processes Committee will conduct an in-person and virtual meeting on Wednesday, September 7, 2022, at 3:30 p.m., in the Art Pick Council Chamber.

The City Council Mobility and Infrastructure Committee will conduct an in-person and virtual meeting on Thursday, September 8, 2022, at 1 p.m. in the Art Pick Council Chamber.

The City Council Land Use, Sustainability and Resilience Committee will conduct an in-person and virtual meeting on Monday, September 12, 2022, at 3:30 p.m. in the Art Pick Council Chamber.

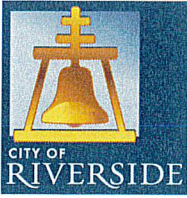
CEREMONIAL PRESENTATIONS

CHAMBER OF COMMERCE

Mayor Lock Dawson presented a proclamation to Greater Riverside Chambers of Commerce President Cindy Roth for her service.

2021 CITY SPIRIT AWARD

Mayor Lock Dawson presented the 2021 City Spirit Award to Lynn Heatley for her extraordinary deeds, community spirit, citizenship, and dedication to enhancing the quality of life in the City of Riverside.



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PRESENTATION

MARCH JOINT POWERS AUTHORITY OVERVIEW

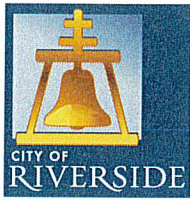
The City Council received an overview of the March Joint Powers Authority, jurisdictional boundaries and development update by Executive Director Dr. Grace Martin.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Aaron Bushong, Sandy Cabrera, Ronald Peters, Connie Ransom, Amy Dahdul, Mike McCarthy, Leonora Mitchel, Ralph Boring, Nancy Magi, Jack Katzanek, Jerry Shearer, Jessica Land Devine, Kevin Heinemann, Christine Heinemann, and Andrew Crowbar spoke regarding West March Upper Plateau project. Jennifer Larratt-Smith, Michelle Muehls, Gabriella Mendez, Christine Martin, and Melody Clark spoke regarding West March Upper Plateau project and Riverside City Council representation on the March Joint Power Authority (JPA). Paul Rodriguez spoke regarding Joint Powers Agreement with the Upper Santa Ana River Watershed Infrastructure and Financing Authority. Abdullah Karim, Andrew Larratt-Smith, Liu Zhao, and Pam Nusser spoke regarding Riverside City Council representation on the March JPA. Sofia Guzman spoke regarding grove trails. Priscilla Johnston spoke regarding West March Upper Plateau project, health concerns, and air quality. Johnny Jump spoke regarding distribution warehouses. Roberta Allotta, Kathie Westley, and Steve Johnson spoke regarding current Riverside Council representation on March JPA. Diana Gazzolo spoke regarding March JPA in the community and the current Riverside Council representation on March JPA. One caller spoke regarding the current Riverside City Council representation on March JPA and the City Pride event. Josie Solsa spoke regarding truck drivers not adhering to rules of the road and warehouses. Sandy spoke regarding West March Upper Plateau Project, moratorium on warehouses, and the current Riverside City Council representation on the March JPA. One caller spoke regarding West March Upper Plateau Project and pollution. Malissa McKeith spoke regarding March JPA membership and joint powers agreements. Jason Hunter spoke regarding Joint Power Agreement with Upper Santa Ana River Watershed Infrastructure Financing Authority and City's involvement with Southern California Public Power Authority(SCPPA).

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



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each item with (1) the resolution amending the Master Fringe Benefits and Salary Plan for Riverside Police Officer's Association and Riverside Police Officer's Association Supervisory units removed from the consent calendar for separate discussion; and (2) the Joint Exercise of Powers Agreement to join Upper Santa Ana River Watershed Infrastructure Financing Authority continued to a future City Council meeting. The motion carried unanimously.

The Mayor and City Council recessed at 9:33 p.m. and reconvened at 9:40 p.m. with Mayor Lock Dawson presiding and Councilmembers present.

RECONSIDER CIRCUMSTANCES OF STATE OF EMERGENCY AND MAKE A FINDING THAT STATE AND/OR LOCAL OFFICIALS CONTINUE TO RECOMMEND SOCIAL DISTANCING MEASURES

The City Council (1) reconsidered the circumstances of the state of emergency; and (2) made a finding that (a) the state of emergency continues to directly impact the ability of its members to safely meet in person, and (b) state and/or local officials continue to recommend or impose social distancing measures to continue to meet via teleconference.

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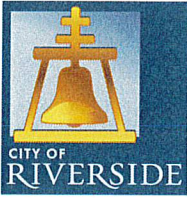
The minutes of the meeting for August 16, 2022, were approved as presented.

HOLIDAY MEETING SCHEDULE

The City Council cancelled the regularly scheduled City Council meetings of Tuesday, December 27, 2022, and January 3, 2023, due to the holiday schedule.

AGREEMENT - CITYWIDE PRINTING SERVICES

The City Council (1) approved the Services Agreement with Mainstreet Communication, Inc., for printing services Citywide in the amount of \$930,720 for the initial one-year term with the options to extend for four one-year terms; (2) authorized the City Manager, or his designee, to execute the Services Agreement with Mainstreet Communications, Inc., and any other documents to effectuate the agreement including making minor non-substantive changes; and (3) authorized the City Manager or Designee, to execute all term extensions in the amount of \$930,720 for a grand total of \$4,653,600.



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LISTOS CALIFORNIA CERT SUPPORT PROGRAM GRANT - ASL INTERPRETERS AND SPANISH TRANSLATION SERVICES FOR DISASTER PREPAREDNESS TRAINING - SUPPLEMENTAL APPROPRIATION

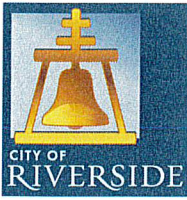
The City Council (1) accepted grant funding for the Listos California CERT Support Grant (LC) Program in the amount of \$15,000 from the State of California; (2) authorized the Fire Chief, OES Administrator, or designee, to accept the grant award and execute grant assurances and other grant related documents including the ability to make minor non substantive changes; and (3) with at least five affirmative votes, authorized an increase in revenue and an appropriation in expenditures in an amount equal to the grant award, in the Grants and Restricted Programs Fund, Listos California CERT Support Program revenue and expenditure accounts.

MEASURE Z - WAIVE FORMAL PROCUREMENT PROCESS - PURCHASE OF NEW AND USED VEHICLES

The City Council (1) with at least five affirmative votes, waived the formal procurement process per section 602(p) of Purchasing Resolution No. 23812 and authorized the purchase of new and used vehicles, motorcycles included, for the Police Department in an amount estimated at \$65,000 per vehicle for a total not-to-exceed amount of \$1,700,000 annually, subject to the availability of budgeted funds, with various vendors; and (2) authorized the City Manager, or designee, to execute the individual purchase orders and all necessary documents as needed for these individual purchases with all authority for such expiring on June 30, 2023.

PURCHASE - SUBSCRIPTION LICENSES - CITYWIDE BACKUP MANAGEMENT SYSTEMS

The City Council (1) approved the purchase of Commvault subscription licenses under the NASPO ValuePoint Master Agreement No. AR2472 for Citywide backup management systems in the amount of \$115,179.60 for a one-year term in exchange for City-owned perpetual licenses; and (2) authorized the City Manager, or designee, to execute any additional documentation to effectuate and enforce this agreement, including making minor and non-substantive changes.



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MEMORANDUM OF UNDERSTANDING - LIBRARY FOUNDATION'S LITERACY LEGACY PROGRAM

The City Council (1) approved the Memorandum of Understanding between the City of Riverside and the Riverside Public Library Foundation to implement the Riverside Public Library Foundation's Literacy Legacy Program that gives donors naming rights to Riverside Public Library spaces, facilities, buildings, etc.; and (2) authorized the City Manager, or designee, to execute all necessary documents and approve future addendums to the Memorandum of Understanding.

MEASURE Z - AGREEMENT AMENDMENT - PARK TREE MAINTENANCE SERVICES

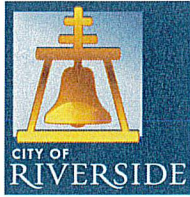
The City Council (1) approved the Third Amendment to the Professional Services Agreement with West Coast Arborists, Inc., increasing the agreement to \$462,240 with change order authority of 10 percent in the amount of \$46,224 for a total agreement amount of \$508,464, for a term beginning July 1, 2022, through June 30, 2023; and (2) authorized the City Manager, or his designee, to execute the Agreement with West Coast Arborist, Inc., including making minor and non-substantive changes and to extend the term, for up to one additional one-year period, subject to the same terms and conditions and availability of funds.

PURCHASE ORDER - REPAIR AND MAINTENANCE OF POLICE HELICOPTERS

The City Council (1) authorized an increase to Annual Purchase Order No. 230058 by \$221,316, for a total purchase order amount of \$266,316, with Heli-Mart, Inc., for the repair and maintenance of the Police Department helicopters including parts and labor; and (2) authorized an increase to Annual Purchase Order No. 230093 by \$119,257, for a total purchase order amount of \$164,257, with H.E.R.O.S., Inc., for the repair and maintenance of the Police Department helicopters including parts and labor.

REWARD FOR INFORMATION - RESOLUTION

The City Council adopted a resolution to renew the offer of a reward in the amount of \$10,000 for information that leads to the identification and apprehension of the persons responsible for multiple home invasion robberies, Police Department Cases 220012845, 220013319 and 220013480, for a duration of 60 days; whereupon, the title having been read and further reading waived, Resolution No. 23898 of the City Council of the City of Riverside, to Renew the Offer of 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



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Persons Responsible for the Recent Home Invasion Robberies at the Following Locations: 14100 Block Of Ashton Lane, 18400 Block of Moss Road and 1500 Block of Kyle Court, was presented and adopted.

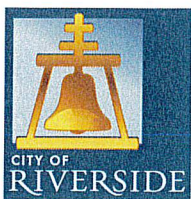
JOINT EXERCISE OF POWERS AGREEMENT - UPPER SANTA ANA RIVER WATERSHED
This item was continued to a future City Council meeting.

FISCAL YEAR 2022-23 WATER CONSERVATION SURCHARGE PROGRAM ENHANCEMENTS - RESIDENTIAL FLOW MONITORING DEVICE AND HOSE BIB PROGRAMS

The City Council (1) approved the change to the Residential Turf Removal Program, to increase funding from \$3 per square foot of turf to \$5 per square foot of turf, estimated total fiscal impact for Fiscal Year 2022-23 of \$125,000; (2) approved the change to the Commercial Turf Removal Program, to increase funding from \$3 per square foot of turf to \$5 per square foot of turf, estimated fiscal impact for Fiscal Year 2022-23 of \$150,000; (3) approved the new Residential Flow Monitoring Device Program, estimated fiscal impact for Fiscal Year 2022-23 of \$25,000; (4) approved the new Residential Hose Bib Program, estimated fiscal impact for Fiscal Year 2022-23 of \$10,000; and (5) approved the purchase of soaker hoses for the Tree Care Program, estimated fiscal impact for Fiscal Year 2022-23 of \$10,000.

SPEED LIMIT ZONE - JURUPA/RUTLAND/CREST - MOBLEY/HOLE/COOK - ORDINANCE ADOPTED

The City Council adopted an Ordinance 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 to establish 35 mile-per-hour speed limit zone on Jurupa Avenue from Rutland Avenue to Crest Avenue and 30 mile-per-hour speed limit zone on Mobley Avenue from Hole Avenue to Cook Avenue; whereupon, the title having been read and further reading waived, Ordinance No. 7605 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 adopted.



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FISCAL YEAR 2022-23 SENATE BILL 1 - ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017 - RESOLUTION

The City Council adopted a resolution approving the Fiscal Year 2022-23 project list to be completed utilizing the projected revenues from the Fiscal Year 2022-23 Road Maintenance and Rehabilitation Account created by Senate Bill 1: The Road Repair and Accountability Act of 2017; whereupon, the title having been read and further reading waived, Resolution No. 23899 of the City Council of the City of Riverside, California, Adopting a List of Projects for Fiscal Year 2022-23 Funded by SB 1: The Road Repair and Accountability Act of 2017, was presented and adopted.

AGREEMENT AMENDMENT - CITYWIDE BOTTLED DRINKING WATER AND RELATED SERVICES

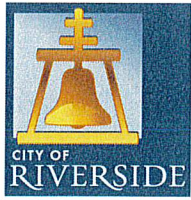
The City Council (1) approved the First Amendment to Services Agreement for Citywide Bottled Drinking Water and Related Services with DS Services of America, Inc., dba Primo Water North America, extending the agreement for a one-year term to June 30, 2023, and increasing compensation in the amount of \$35,000 for a total contract amount of \$65,000; and (2) authorized the City Manager, or designee, to execute the First Amendment to Services Agreement including making minor and non-substantive changes.

FEDERAL HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) - CITYWIDE TRAFFIC SAFETY IMPROVEMENTS

The City Council authorized the Public Works Department to submit a Federal Highway Safety Improvement Program (HSIP) Cycle XI grant application to the California Department of Transportation in an amount up to \$10,000,000 for Citywide traffic safety improvements; and (2) authorized the City Manager, or designee, to sign any-and-all necessary documents related to applications for grant funding as discussed in this report.

AGREEMENTS - ORGANIC WASTE RECYCLING EDUCATION AND OUTREACH - CONTAINER RECYCLING EDUCATION AND OUTREACH

The City Council (1) approved the Professional Services Agreement for Organic Waste Recycling Education and Outreach with The EcoHero Show, LLC, in the amount of \$40,000 through June 30, 2024; (2) approved the Professional Services Agreement for Beverage and Container Recycling Education and Outreach with The EcoHero Show, LLC, in the amount of \$28,000 through June 30, 2024; and (3) authorized the City



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Manager, or designee, to execute the Professional Services Agreements with The EcoHero Show, LLC, including making minor and non-substantive changes.

DISCUSSION CALENDAR

MEASURE Z - MEMORANDA OF UNDERSTANDING - FRINGE BENEFITS AND SALARY PLAN - SUPPLEMENTAL APPROPRIATION - RESOLUTION

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Cervantes to (1) approve a Memoranda of Understanding (MOU) effective January 1, 2022, through December 31, 2023, for Riverside Police Officer's Association and Riverside Police Officer's Association Supervisory units which incorporate the negotiated revisions, and authorize the City Manager or designee, to execute the Memoranda of Understanding on behalf of the City; (2) adopt a Resolution amending the Master Fringe Benefits and Salary Plan to reflect the revised MOU provisions as outlined in Exhibit A and Exhibit B of the staff report; and (3) with at least five affirmative votes, authorize the Chief Financial Officer or designee to record supplemental appropriations in the approximate amounts of \$6,116,000 in Fiscal Year 2022-23 and \$6,152,000 in Fiscal Year 2023-24 in the applicable funds and accounts; whereupon, the title having been read and further reading waived, Resolution No. 23900 of the City Council of the City of Riverside, Amending Resolution No. 21052 to Amend Parts I and II of the Fringe Benefits and Salary Plan, to Reflect Various Updates and Changes in Connection with the Memorandum of Understanding with the Riverside Police Officer's Association (RPOA) Unit and the Riverside Police Officer's Association (RPOA) Supervisory Unit, was presented and adopted. The motion carried with Councilmembers Edwards, Cervantes, Fierro, Hemenway, Perry and Councilwoman Plascencia voting aye and Councilmember Conder voting no.

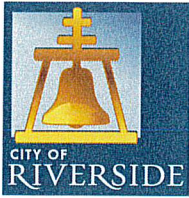
COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

Assistant City Attorney Wilson announced there was no reportable action taken during closed sessions.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no future items requested at this time.



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The City Council adjourned at 9:47 p.m. in honor of Sue Strickland and David St. Pierre.

Respectfully submitted,

DONESIA GAUSE
City Clerk