City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, OCTOBER 4, 2022, 11 A.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 11:00 a.m.

Councilmember Fierro gave the Invocation and led the Pledge of Allegiance.

ORAL COMMUNICATIONS FROM THE AUDIENCE
There was no one wishing to address the City Council.

CLOSED SESSIONS
The Mayor and City Council adjourned to closed sessions at 11:05 p.m. pursuant to Government Code (1) §54957 for appointment/employment of City Manager by City Council; and (2) §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 Manager.

RECESS
The Mayor and City Council reconvened at 1:00 p.m. with Mayor Lock Dawson presiding and all Councilmembers present.

ORAL COMMUNICATIONS FROM THE AUDIENCE
Rich Gardner spoke regarding Purple Boat Float, Alzheimer Awareness Month, Lung Cancer Awareness, and Hispanic Heritage Month. William Bailey, Jr., spoke regarding the Love Riverside Cleanup Day. Patrick Maloney spoke regarding National Night Out in the Wood Streets, Karaoke Night on Wednesdays at the Packing House, Open Mic Night at Back to the Grind and Comedy Night at Euryale Brewery.

PRESENTATION

RIVERSIDE ARTS ACADEMY PROGRAMMING UPDATE
The City Council received an update on the Riverside Arts Academy Programming.

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CEREMONIAL PRESENTATION

MUSLIM HERITAGE MONTH
Mayor Lock Dawson presented a Proclamation to the Director of the Islamic Center Mahmoud Harmoush recognizing Muslim Heritage Month.

CLEAN AIR DAY
Mayor Lock Dawson presented a Proclamation to Mujeres Activas en La Salud Leadership Team and to Dr. Shene Bowie-Hussey and Elia Camarena of Riverside Community Health Foundation Heal Zone recognizing October 5, 2022, as Clean Air Day.

MAYOR/COUNCILMEMBER COMMUNICATIONS
Councilmember Edwards reported on Ward 1 National Night Out events, World Rivers Day, David St. Pierre Celebration of Life, Riverside County Continuum of Care, Veterans Court, celebration honoring Cindy Roth, Santa Ana River cleanup partnership with Keep Riverside Clean and Beautiful, Northside Improvement Association meeting, and thanked Hotz Downtown for hosting Ward 1 business office hours. Councilmember Cervantes reported on Ward 2 National Night Out events, Fall Harvest Festival, Lincoln Park and Sycamore Canyon neighborhood meetings. Councilmember Conder reported on Casa Blanca Cleanup, Royale Legacy Gala at Woodcrest Christian School, Candidate Forum for Western Municipal Water District, celebration honoring Cindy Roth, Riverside Police Department Ride along and Ward 4 National Night Out event. Councilwoman Plascencia reported on Riverside Food System Alliance Taste of Riverside event, Inland Coalition for Immigrant Justice Gala, National Night Out, youth office hours, office hours at Hunt Park, and rose planting event along Victoria Avenue. Councilmember Perry reported on a training at the Statewide Municipal City Clerk Academy, Chamber of Commerce College and Career Fair for students, opening of Citrus Landing shopping center, Police Explorers statewide competition, Love Riverside Serve Day, Customer Service Week, and thanked City employees for providing exceptional services. Councilmember Hemenway reported on World Rivers Day, Stater Bros. tour, celebration honoring Cindy Roth, and Ward 7 National Night out event. Mayor Lock Dawson reported on Put the River back in Riverside event and Beautify Riverside cleanup events.

The City Council Inclusiveness, Community Engagement, and Governmental Processes Committee will conduct an in-person and virtual meeting on Wednesday, October 5, 2022, at 3:30 p.m. at the Art Pick Council Chamber.

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The City Council Inclusiveness, Community Engagement, and Governmental Processes Committee will conduct an in-person and virtual special meeting on Wednesday, October 5, 2022, at 6 p.m. at the Art Pick Council Chamber.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE
The City Council received an update on Intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE
There was no update on homeless solutions.

SUSTAINABILITY UPDATE
There was no update on sustainability.

HEALTH, SAFETY, AND SECURITY UPDATES
There was no update on health, safety, and security.

LEGAL UPDATE
There was no legal update.

Councilmember Fierro left the meeting at this time.

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. The motion carried with Councilmember Cervantes voting no on adopting an ordinance to regulate homeless encampments in high fire areas and Councilmember Fierro absent.

RECONSIDER CIRCUMSTANCES OF THE 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 (a) that the state of emergency continues to directly impact the ability of its members to safely meet in person, and (b) that state and/or local officials

continue to recommend or impose social distancing measures to continue to meet via teleconference.

RIVERSIDE MUNICIPAL CODE - AMEND SECTION 9.04.600 AND ADD SECTIONS 9.04.610 THROUGH 9.04.630 TO CHAPTER 9.04 - "OFFENSES," TO REGULATE ENCAMPMENTS IN HIGH FIRE AREAS - ORDINANCE ADOPTED
The City Council adopted an Ordinance amending Section 9.04.600 and adding Sections 9.04.610 through 9.04.630 to Chapter 9.04, of the Riverside Municipal Code entitled "Offenses," to regulate encampments in high fire areas to make it unlawful and a public nuisance to sit, lie, sleep, or store, use, maintain or place any bulky item or personal property which would include, but not limited to, encampments in the wildlife urban interface; whereupon, the title having been read and further reading waived, Ordinance No. 7606 of the City of Riverside, California Amending Section 9.040.600 and Adding New Sections 9.040.610 Through 9.04.630 to Chapter 9.04 of the Riverside Municipal Code Entitled Offenses," to Regulate Homeless Encampments in High Fire Areas" was presented and adopted.

MINUTES
The minutes of the meeting for September 20, 2022, were approved as presented.

MEASURE Z - LEASE AGREEMENT AMENDMENT - BUILDING IMPROVEMENTS - 2801 HULEN
The City Council (1) approved a Second Amendment to Lease Agreement with Helping Hearts Hulen, LLC, to increase the project budget to $1,003,594.15 and the lessee improvement allowance to $835,094.15 from Measure Z accounts; and (2) authorized the City Manager, or designee, to execute the Second Amendment to Lease Agreement, including making minor, non-substantive changes, and to sign all documents and instruments necessary to complete this transaction.

CASE DP-2022-00836 - CITY LANDMARK NO. 144 - NEBLETT RESIDENCE - 6744 OLEANDER
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 applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 144, the Neblett Residence, located at 6744 Oleander Court; whereupon, the tittle having been read and further reading waived, Ordinance No. 7607 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 Applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 144, The Neblett Residence, Located at 6744 Oleander Court, was presented and adopted.

CASE DP-2022-00870 - CITY LANDMARK NO. 145 - WOOLLEY RESIDENCE - 5050 MYRTLE
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 applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 145, the Woolley Residence, located at 5050 Myrtle Avenue; whereupon, the tittle having been read and further reading waived, Ordinance No. 7608 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 Applying the Cultural Resources Overlay ("CR") Zone to City Landmark No. 145, The Woolley Residence, Located at 5050 Myrtle Avenue, was presented and adopted.

AGREEMENTS - NAMING RIGHTS - CARNEGIE READING ROOM - INNOVATION CENTER - MAIN LIBRARY - 3900 MISSION INN
The City Council (1) approved donation and Naming Rights Agreement in the amount of $250,000 with Dwight Tate and Kathy Wright for naming rights to the Carnegie Reading Room at the Main Library to read as "The Maxine Tate Carnegie Reading Room"; (2) approved the donation and Naming Rights Agreement in the amount of $500,000 with Chris Carpenter for naming rights to the Innovation Center at the Main Library to read as the "Molly Carpenter Innovation Center"; and (3) authorized the City Manager, or designee, to execute all necessary documents and approve future addendums to the agreements.

MEMORANDUM OF UNDERSTANDING - COLLABORATIVE AFTERSCHOOL PROSOCIAL OPPORTUNITIES FOR DISADVANTAGED YOUTH
The City Council (1) approved a Memorandum of Understanding between Riverside Unified School District and the City of Riverside Afterschool Prosocial Collaborative; and (2) authorized the City Manager, or designee, to execute all necessary documents and approve future addendums to the Memorandum of Understanding.

AVIATION PROGRAM AGREEMENT AMENDMENT - SUPPLEMENTAL APPROPRIATION
The City Council (1) approved the Fifth Amended Aviation Program Agreement between the City of Riverside and the City of Corona for a one-year term for the period of July 1, 2022 through June 30, 2023 for a total amount of $120,000; (2) with at least five

affirmative votes, authorized an increase in revenues in the General Fund, Aviation Miscellaneous Revenue account in the amount of $120,000 and appropriated expenditures in the amount of $70,000 and $50,000 to the General Fund, Aviation Unit – Non-Stock Inventory and Motor Fuels & Lubricants expenditure accounts, respectively; and (3) authorized the City Manager, or designee, to execute the necessary contract documents with the City of Corona including making minor and non-substantive changes.

REQUEST FOR PROPOSAL 1890 - AGREEMENT AMENDMENTS - ENERGY DELIVERY CONSULTANT SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS

The City Council (1) approved thirteen amendments to the Master Professional Consultant Services Agreement Extensions for the Energy Delivery Consultant Panel in response to Request for Proposal 1890 for Energy Delivery Consultant Services for various Public Utilities Capital projects with a not-to-exceed total compensation limit of $2,000,000 per consultant for a one-year term, with option to extend for one additional one-year term; and (2) authorized the City Manager, or designee, to execute the thirteen amendments to Master Professional Consultant Services Agreement for the Energy Delivery Consultant Panel with each of the consultant firms listed in the staff report, including one additional one-year term agreement extensions, making minor non-substantive changes, and supplemental agreements, upon Board of Public Utilities work order approval, and terminate, upon mutual consent, any Master Agreement.

PROHIBIT AND ENFORCE WATER THEFT AND UNAUTHORIZED WATER USE - ORDINANCE INTRODUCED

The City Council introduced an Ordinance adding Chapter 14.23 to the Riverside Municipal Code to prohibit and enforce water theft and unauthorized water use; whereupon, an ordinance entitled, "An Ordinance of the City of Riverside, California, Adopting Chapter 14.23 of the Riverside Municipal Code to Prohibit and Enforce Water Theft and Unauthorized Water Use, was presented and introduced.

EMERGENCY PURCHASE ORDER - TEMPORARY BELT PRESS RENTAL AND DEWATERING SERVICES

The City Council (1) approved an Emergency Purchase Order for the Temporary Press Rental and Dewatering Services, an urgent necessity to protect the public health, welfare, safety, and property in accordance with the Purchasing Resolution No. 23812 Section 301(c), with SYNAGRO-WWT, INC. Baltimore, Maryland, in the amount of $311,320;

(2) ratified the Service Agreement with SYNAGRO-WWT, INC., Baltimore, Maryland, in the amount of $311,320 for the Temporary Belt Press Rental and Dewatering Services through December 31, 2022; and (3) authorized the City Manager, or designee, to execute the Service Agreement with SYNAGRO-WWT, INC., including making minor and non-substantive changes.

FINAL TRACT MAP 31799 - SUBDIVISION IMPROVEMENT - BRADLEY/OVERLOOK - RESOLUTION

The City Council (1) adopted the Resolution of Acceptance for final approval of Tract Map No. 31799; (2) approved the Subdivision Improvement Agreement and accompanying deed of trust which provide the security for the installation of public and private improvements in accordance with the plans for the development of Tract Map No. 31799; and (3) authorized the City Manager, or designee, to execute the Subdivision Improvement Agreement, including making minor and non-substantive changes; whereupon, the title having been read and further reading waived, Resolution No. 23905 of the City Council of the City of Riverside, California, Accepting the Final Map of Tract No. 31799, was presented and adopted.

DISCUSSION CALENDAR

WASTEWATER FINANCIAL MODEL UPDATE

Following discussion, it was moved by Councilmember Conder and seconded by Councilmember Perry to approve the recommendations of the Mobility and Infrastructure Committee to (1) receive an update on the Wastewater Financial Model; (2) approve the City of Riverside Wastewater Master Plan Technical Memorandum - Summary of Financial Model update dated July 2022; (3) approve in concept Option 1 City of Riverside Wastewater Master Plan Technical Memorandum – Summary of Financial Model update dated July 2022; (4) define as a Sewer Enterprise Fund Reserve Policy "Reserve Goal" an annual Reserve Ending Balance of at least the Policy Minimum Reserve target plus 10 percent; (5) authorize the use of Sewer Enterprise Fund Reserves above the "Reserve Goal" to fund Capital Improvement Projects through Fiscal Year 2026-27; (6) authorize the use of $15,000,000 in Jurupa CSD Settlement funds for capital projects outlined in the staff report; and (7) direct staff to finalize the 2019 Wastewater Master Plan Volume 8 – Financial Plan and User Rates and Fees based on the Wastewater Financial Model update and return to the City Council for consideration. The motion carried unanimously.

MEASURE Z - AGREEMENT AMENDMENT - PHASE II ARCHITECTURAL DESIGN SERVICES FOR MUSEUM OF RIVERSIDE - SUPPLEMENTAL APPROPRIATION - RESOLUTION - 3580 MISSION INN Following discussion, it was moved by Councilmember Edwards and seconded by Councilwoman Plascencia to (1) approve a First Amendment to the Professional Consultant Services Agreement with Perkins Eastman Architects, D.P.C., in the amount of $2,315,040 for Phase II architectural design services for the Museum of Riverside located at 3580 Mission Inn Avenue; (2) authorize a 10 percent contingency of $231,504 for unforeseen project changes including, but not limited to, owner-requested changes and design improvements for a not-to-exceed total amount of $2,546,544; (3) with at least five affirmative votes, authorize the Chief Financial Officer to record a supplemental appropriation from Measure Z unallocated reserves in the amount of $2,546,544 to the Measure Z Museum Renovation project; (4) authorize the City Manager, or designee, to execute the First Amendment to the Professional Consultant Services Agreement with Perkins Eastman Architects, D.P.C. including making any minor, non-substantive changes, and sign all documents necessary for the completion of architectural design for the renovation and expansion concept for the Museum of Riverside facility; (5) with at least five affirmative votes, program an annual allocation of $3.6 million in the Measure Z Spending Plan through Fiscal Year 2035-2036 for the Museum Renovation Project for potential debt financing of a preliminary estimated project cost of $35,000,000; and (6) adopt a Reimbursement Resolution to provide the option of using future bond proceeds to reimburse Museum Renovation project costs in an amount not-to-exceed $35,000,000. The motion carried unanimously.

Whereupon, the title having been read and further reading waived, Resolution No. 23906 of the City Council of Riverside, California, Regarding Intention to Issue Tax-Exempt Obligations, was presented and adopted.

CLOSED SESSIONS

The Mayor and City Council adjourned to closed sessions at 2:59 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning City of Riverside, et. al. v. Brian Wayne Pletcher, Riverside Superior Court Case No(s). CVRI2101676 & CVRI2103246; (2) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Jennifer McDowell v. City of Riverside, WCAB Claim No.(s): ADJ125249469, ADJ12293920, DJ7645953, ADJ764341, RIV0043559; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning Juan Chairez v. City of Riverside, WCAB Claim No. (s): 170045; (4) §54956.9(d)(1) to confer

with and/or receive advice from legal counsel concerning Valerie Vargas v. City of Riverside, et al., Riverside Superior Court Case No. CVRI2103914; (5) §54956.9(d)(2)/54956.9(e)(3) to confer with and/or receive advice from legal counsel concerning Dezsanee Jones v. City of Riverside, et al., City of Riverside Claim No. 22-03-06; (6) §54956.8 to instruct City's Negotiator, Michael Moore, regarding price and terms of payment for the purchase, sale, exchange, or lease of property with no site address located on the corner of Fifth and Orange Streets, commonly known as Lot 33/Convention Center, APNs: 213-113-001, 213-111-011, 213-111-012, -213-111-013, 213-111-014, 213-111-015 , 213-111-016 , and 213-111-017, by Greens Group/Griffin | Swinerton; Atman Kadakia, Korin Crawford, Negotiators; (7) §54956.8 to instruct City's Negotiator, Michael Moore, regarding price and terms of payment for the purchase, sale, exchange, or lease of 3801 Mission Inn Avenue (Fox), APN(s): 213-221-004; 213-221-005, 213-221-006, 213-221-007, 213-221-008, and 3845 Mission Inn Avenue (RMA), APN: 213-331-007 by Live Nation Worldwide, Inc.; Brian Weeden, Negotiator; (8) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (9) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (10) §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; and (11) §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.

Mayor Lock Dawson and the City Council returned to open session at 5:06 p.m. with all councilmembers present.

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS
City Attorney Norton announced there was no reportable action taken during closed session.

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ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION
There were no future items requested at this time.

The City Council adjourned at 5:07 p.m.

Respectfully submitted,

DONESIA GAUSE
City Clerk