



City of Arts & Innovation

CITY COUNCIL

MINUTES

TUESDAY, APRIL 23, 2024, 1 P.M.
PUBLIC COMMENT IN PERSON/TELEPHONE
ART PICK COUNCIL CHAMBER
3900 MAIN STREET

PRESENT: Mayor Pro Tem Hemenway and Councilmembers Falcone, Cervantes, Robillard, Conder, Mill, and Perry

ABSENT: Mayor Lock Dawson

Mayor Pro Tem Hemenway called the meeting to order at 1:02 p.m.

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

ORAL COMMUNICATIONS FROM THE AUDIENCE

Rick Molslenko spoke regarding Gage Canal meeting broadcast. Carolyn Maiava, Ofelia Godina, Gabriel Pelayo, and Alexis Valadez spoke regarding homelessness. Sue Evans and Theresa spoke regarding Project Homekey. Jane DuBois spoke regarding senior housing. Rich Gardner spoke regarding Special Needs Prom and suggested the City host a Winter Formal. Mary Humboldt spoke regarding housing development on Victoria and La Sierra. Errol Koshewitz spoke regarding grant accountability. One caller spoke regarding Riverside's measures for mitigating homelessness.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Falcone thanked the Arts and Cultural Affairs Department for the Insect Fair and reported on Tamale Festival at White Park and Ward 1 office hours. Councilmember Cervantes reported on Gateway Tires grand opening, Tree People tree planting event on the Eastside, Earth Day, and Eastside Arts and Music Festival. Councilmember Robillard reported on the League of California Cities Conference in Sacramento. Councilmember Conder reported on 2024 Defense National Summit and Legislative Summit in Washington, D.C., Through the Storm Re: 9/11 Documentary, and thanked Frank Arreola for covering the office while he was in Washington, D.C. Councilmember Mill reported on League of California Cities Conference in Sacramento, avocado tree planting in Casa Blanca for Earth Day, and the 115th Annual Cinco De Mayo celebration at Villegas Park. Councilmember Perry reported on Los Angeles Fire Department recruit Jacob Fuerte who lost his life in an accident and congratulated Fire Chief Michael Moore on his recent retirement announcement. Councilmember Hemenway reported on the Community Health and Wellness Resource Fair at La Sierra Park.



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COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

There was no update on intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

The City Council received an update on homeless solutions.

SUSTAINABILITY UPDATE

The City Council received an update on sustainability.

LEGAL UPDATE

City Attorney Norton announced the closed session items to confer with and/or receive advice from legal counsel concerning (1) (a) Tony Platt v City of Riverside, Riverside County Superior Court Case No. RIC1822011; and (b) City of Riverside v. Tony Platt, et al.; and (2) City of Riverside, a charter city and municipal corporation, the City Council of the City of Riverside, acting by and through its duly elected councilmembers, Erin Edwards, Clarissa Cervantes, Ronaldo Fierro, Gabriela Plascencia, James Perry, and Steven Hemenway, in their official capacity v. Councilmember Charles Conder and former Councilmember Steven R. Adams, in their official capacity, was continued to the May 7, 2024, City Council meeting.

COUNCILMEMBERS DECLARATION OF CONFLICTS OF INTEREST

There were no conflicts of interest declared at this time.

PRESENTATION

COMMUNITY AND ECONOMIC DEVELOPMENT OVERVIEW AND EMPLOYEE RECOGNITION

The City Council received and order filed an overview of the Community & Economic Development Department and recognized the Department's employees.

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 except the agreement amendment with West Coast Arborists, Inc., to extend



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park tree maintenance services through June 30, 2024, removed from the Consent Calendar for separate discussion. The motion carried unanimously.

BOARD AND COMMISSION APPOINTMENT, RESIGNATION, AND REMOVAL

The Mayor and City Council (1) appointed Miles Ward to the Budget Engagement Commission Ward 5 Resident seat for a term through March 1, 2027; (2) filed the resignation of Gayat “Gaby” Adame from the Budget Engagement Commission Ward 2 Resident seat; and (3) removed Aaron Peters from the Board of Library Trustees Ward 7 seat, effective immediately.

MINUTES

The minutes of the meeting of April 9, 2024, were approved as presented.

COMMUNITY SUPPORT GRANT PROGRAM

The City Council approved the award of three one-thousand-dollar grants to the organizations selected by the Human Relations Commission as part of the Community Support Grant program.

BID 8054 - ROOF REMOVAL AND REPLACEMENT - MAGNOLIA PLACE SHOPPING CENTER - 10530 AND 10560 MAGNOLIA - SUPPLEMENTAL APPROPRIATION - INTERFUND TRANSFER

The City Council (1) awarded Bid 8054 to Rite-Way Roof Corporation, Fontana, in the amount of \$723,546.00 for the removal and replacement of the roofs at the Magnolia Place Shopping Center located at 10530 Magnolia Avenue and 10560 Magnolia Avenue; and (2) authorized 15 percent change order authority in an amount up to \$108,531.90 for project changes including, but not limited to, unforeseen conditions, or necessary design changes for a total amount of \$832,077.90; and (3) authorized the Chief Financial Officer, or designee, to record a supplemental appropriation for an interfund transfer in the amount of \$832,077.90 from the General Fund Infrastructure Reserves to the Capital Outlay Fund, Magnolia Roof Replacement project account; and (4) authorized the City Manager, or designee, to execute a Construction Agreement with Rite-Way Roof Corporation including making minor and non-substantive changes.

AIRPORT RULES AND REGULATIONS - ORDINANCE ADOPTED

The City Council adopted an Ordinance amending Title 12 of the Riverside Municipal Code, Airport Rules and Regulations; whereupon the title having been read and further



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reading waived, Ordinance No. 7662 of the City of Riverside, California, Amending Title 12 of the Riverside Municipal Code, was presented and adopted.

HOME INVESTMENT PARTNERSHIPS PROGRAM - AMERICAN RESCUE PLAN LOAN AGREEMENT - CREATION OF AFFORDABLE HOUSING UNITS - MULBERRY GARDENS SENIOR PROJECT - FUNDS TRANSFER

The City Council (1) approved a HOME Investment Partnerships Program - American Rescue Plan Loan Agreement with Mulberry Gardens Senior, L.P. for \$3,000,000 in HOME Investment Partnerships Program - American Rescue Plan funds to be used for the creation of 25 affordable housing units as part of the Mulberry Gardens Senior Project, a 59-unit affordable housing project for seniors located at 2520 Mulberry Street; (2) authorized the City Manager, or his designee, to execute the HOME Investment Partnerships Program – American Rescue Plan Loan Agreement with Mulberry Gardens Senior, L.P., including making minor and non-substantive changes; and (3) authorized a transfer of \$3,000,000 from the Home Investment Partnership Program Fund, HOME Unprogrammed Account No. 2520300-453001 to the Mulberry Gardens Senior Project Account 2520300-454303.

JOINT APPLICATION - DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT - SCATTERED SITE TRANSITIONAL HOUSING FOR FOSTER YOUTH PROJECT - SUPPLEMENTAL APPROPRIATION - RESOLUTION

The City Council (1) repealed Resolution No. 24011, the previous resolution authorizing the submission of the joint application with Walden Family Services for Homekey Round 3 funds due to an increased grant funding allocation; (2) adopted a new resolution authorizing the submission of a joint application between the City of Riverside and Walden Family Services to the State of California Department of Housing and Community Development for the Homekey Program Round 3 grant for the acquisition and rehabilitation of scattered sites for transitional housing serving foster youth; (3) authorized the City Manager, or designee, to sign any documents that may be required to apply for and receive Homekey Program Round 3 funds, including making minor and non-substantive changes; (4) authorized the City Manager, or designee, to execute a Homekey Program Round 3 Subrecipient Agreement with Walden Family Services, including making minor and non-substantive changes; and (5) authorized the Chief Financial Officer, or designee, to record an increase in revenue in the amount of \$5,250,000, or in the amount of the grant award, and appropriate expenditures in the



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same amount in the Grants and Restricted Programs, Homekey Round 3 Project accounts; whereupon the title having been read and further reading waived, Resolution No. 24109 of the City Council of the City of Riverside California, Authorizing the Submission of a Joint Application to the Department of Housing and Community Development for Homekey Round 3 Funding with Walden Project HomeKey, LLC, and Walden Environment, dba Walden Family Services, for the Scattered Site Transitional Housing for Foster Youth Project; Authorizing the Execution of all Required Documents by the City Manager or his Designee; and Repealing Resolution No. 24011, was presented and adopted.

AGREEMENT - MARKET-BASED TECHNOLOGY RESEARCH AND STRATEGIES

The City Council (1) approved the Professional Consultant Services Agreement with Gartner, Inc., Stamford, Connecticut, for market-based technology research and strategies for the development of plans and policies under a County of Riverside Agreement ITARC-653 for a five-year term ending March 31, 2029, for a total contract value of \$405,000; and (2) authorized the City Manager, or designee, to execute the Professional Consultant Services Agreement and all necessary documents including, but not limited to, change orders, amendments, and other minor non-substantive changes.

COOPERATIVE PURCHASING AGREEMENT - VXRAIL HYPERCONVERGED INFRASTRUCTURE SYSTEMS AND CABLES - MAGNOLIA POLICE STATION DATA CENTER UPGRADE

The City Council approved the purchase of VxRail Hyperconverged Infrastructure Systems and Cables from Sidepath, Inc., Laguna Hills, under NASPO Cooperative Purchasing Agreement 23026, in the amount of \$697,609 for Magnolia Police Station data center upgrade.

LIBRARY EXPLORE THE OUTDOORS PARKS PASS PROGRAM

The City Council accepted 60 backpacks and kits from the California State Library and Big 5 valued at \$6,000 and 24 Riverside County Park Passes valued at \$7,200 for the Library Explore the Outdoors Parks Pass Program.

OVERTIME AND MAINTENANCE REIMBURSEMENT - PARTICIPATION IN REGIONAL TASK FORCES

The City Council (1) increased revenues and authorized supplemental appropriations in the amount of \$328,928.50 in the Grants and Special Programs Fund, Various Programs listed in the staff report; and (2) authorized the City Manager, or designee, to execute all



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documents necessary to receive reimbursement of funds for services performed in cooperation with the task forces listed in the staff report.

FISCAL YEAR 2023-24 GAGE CANAL COMPANY'S CAPITAL EXPENDITURE BUDGET

The City Council approved the Gage Canal Company's capital expenditure budget for Fiscal Year 2023-24.

SOUTHERN CALIFORNIA PUBLIC POWER AUTHORITY SEMI-ANNUAL EXPENDITURE REPORT

The City Council received the Southern California Public Power Authority semi-annual expenditure report for the period of July 2023 through December 2023.

REQUEST FOR PROPOSAL 2320 - AGREEMENT - RESERVOIR MAINTENANCE

The City Council approved a Professional Consultant Services Agreement for Request for Proposal No. 2320 for the Reservoir Maintenance Contract with Harper & Associates Engineering Inc., Corona, in the amount of \$241,184.

DISCUSSION CALENDAR

AGREEMENT AMENDMENT - EXTEND PARK TREE MAINTENANCE SERVICES

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Conder to (1) approve the Fifth Amendment to the Agreement for Park Tree Maintenance Services with West Coast Arborists, Inc., to increasing the compensation of the extended term of the agreement by \$117,760, increasing the total contract amount of the extended term to \$580,000 with change order authority of 10 percent in the amount of \$58,000 for a total amount of \$638,000 for the remaining term of the agreement ending June 30, 2024; and (2) authorize the City Manager, or 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. The motion carried unanimously.

WORKSHOP

PROPOSED AMENDMENTS TO TITLE 20 - CULTURAL RESOURCES

The City Council (1) conducted a workshop on the proposed amendments to Title 20 (Cultural Resources) of the Riverside Municipal Code and the Cultural Heritage Board



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recommendation to review policies including noticing for administrative review of ministerial projects, elimination of owner consent for designation, demolition review, and preliminary review; and (2) directed staff to prepare a code amendment related to (a) Policy Area 1: Ministerial project noticing with an automated process for noticing, (b) Policy Area 2: Landmark Nominations similar to State and County process if owner rejection (project) does not move forward; (c) Policy Area 3: Demolition Review adding another noticing provision and include language for looking at older properties and demolition by neglect; and (d) Policy Area 4: Preliminary Review addressing timing between the Cultural Heritage Board and the Planning Commission.

DISCUSSION CALENDAR

SHORT-TERM RENTAL REGULATIONS AMENDMENTS

Following discussion, it was moved by Councilmember Falcone and seconded by Councilmember Cervantes to approve the Land Use, Sustainability and Resilience Committee recommendation of December 11, 2023, to direct staff to amend the Short-Term Rental regulations by adopting an ordinance and reevaluate the regulations in one year. The motion carried with Councilmembers Falcone, Cervantes, Robillard, and Hemenway voting aye and Councilmembers Conder, Mill, and Perry voting no.

PILOT SUPPLEMENTAL RENTAL ASSISTANCE PROGRAM FOR SENIORS AT-RISK OF BECOMING HOMELESS

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Mill to (1) authorize the establishment of a pilot Supplemental Rental Assistance Program for seniors at-risk of becoming homeless; (2) authorize the Chief Financial Officer, or designee, to: (a) allocate American Rescue Plan Act Expenditure Plan interest earnings in the amount of \$900,000 to General Fund revenue replacement; (b) record a supplemental appropriation in the Grants and Restricted Fund, American Rescue Plan Act accounts in the amount of \$900,000 and record an interfund transfer of the same amount to the General Fund to effectuate the American Rescue Plan Act revenue replacement allocation; and (c) record a supplemental appropriation in the General Fund in the amount of \$900,000 and record an interfund transfer and supplemental appropriation of the same amount in the Grants and Restricted Fund, Senior Rental Assistance Program account. The motion carried unanimously.



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LEGISLATIVE PROCESS AND ASSEMBLY BILLS (AB) 1772, 2042, 3037 AND 3038 OVERVIEW - REAFFIRM 2023-24 LEGISLATIVE PLATFORM

Following discussion, it was moved by Councilmember Perry and seconded by Councilmember Falcone to (1) receive an overview of the legislative process; (2) reaffirm the 2023-2024 Legislative Platform; (3) introduce resolutions (a) supporting AB 1772 Ramos Bill on theft; (b) opposing AB 2042 Jackson Bill on police canine standards and training; and (4) request staff to report to City Council when The Homelessness, Drug Addiction and Theft Reduction Act qualify for the November ballot for City Council to take a position.

Following further discussion, Councilmember Perry amended the motion, seconded by Councilmember Falcone, to introduce a resolution supporting AB 1772 Ramos Bill on theft requiring the government to keep track of how many people are convicted of theft from retail stores during the COVID-19 pandemic and report it to the Legislature by 2026. The motion carried unanimously.

Following further discussion, a subsequent motion was made by Councilmember Perry and seconded by Councilmember Falcone to introduce a resolution opposing AB 2042 Jackson Bill police canine standards and training. The motion carried with Councilmembers Falcone, Robillard, Conder, Mill, Perry, and Hemenway voting aye and Councilmember Cervantes abstaining.

CLOSED SESSIONS

The City Council adjourned to closed sessions at 5:22 p.m. pursuant to Government Code (1) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Kelly Starkey v. City of Riverside, WCAB Claim No.(s): 150182 / ADJ10257746; (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Richard Bell v. City of Riverside, WCAB Claim No.(s): 240044; (3) §54956.9(d)(1) to confer with and/or receive advice from legal counsel concerning (a) Lionel Cabrera and David Riley v. City of Riverside, et al., Riverside County Superior Court Case No. CVRI2301971; and (b) City of Riverside v. Lionel Cabrera, Riverside County Superior Court Case No. CVRI2301971; (4) §54957(a) for consultation with Chief of Police Larry Gonzalez, or his respective deputy, and Chief Information Officer George Khalil regarding threat to public services or facilities; (5) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (6) §54956.9(d)(4) to confer with



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and/or receive advice from legal counsel concerning the City Council deciding whether to initiate litigation regarding two cases; (7) §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; (8) §54957 for performance evaluation of City Attorney; (9) §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: City Attorney; (10) §54957 for performance evaluation of City Manager; 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 unrepresented employee for City Manager.

The Mayor and City Council returned to open session at 6:52 p.m. with Mayor Lock Dawson presiding and all Councilmembers present.

COMMUNICATIONS

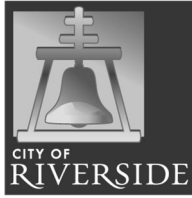
CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced that (1) the City Council authorized the City Attorney's Office to initiate litigation regarding one case concerning Government Code §54956.9(d)(4) and the actions, defendants, and other particulars may be disclosed after litigation has formally commenced; and (2) Closed session items 38 – 41 on the agenda were continued to the May 7, 2024, City Council meeting.

ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no items requested at this time.

The City Council adjourned at 6:54 p.m. in memory of Jacob Fuerte.



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Respectfully submitted,

DONESIA GAUSE
City Clerk