



City of Arts & Innovation

CITY COUNCIL MINUTES

TUESDAY, MARCH 28, 2023, 1 P.M.
PUBLIC COMMENT IN PERSON/TELEPHONE
ART PICK COUNCIL CHAMBER
3900 MAIN STREET

PRESENT: Mayor Pro Tem Cervantes, Councilmembers Edwards, Fierro, Conder, Perry, and Hemenway and Councilwoman Plascencia

ABSENT: Mayor Lock Dawson

Mayor Pro Tem Cervantes called the meeting to order at 1:00 p.m.

Jan DuBois of Commission on Aging (Ward 1) gave the Invocation.

Councilmember Edwards led the Pledge of Allegiance.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Dr. Shawnette Robinson spoke regarding housing for co-care. Errol Koshewitz spoke regarding library closures in observance of holidays and City budget. One caller spoke regarding housing services related to homelessness.

MAYOR/COUNCILMEMBER COMMUNICATIONS

Councilmember Edwards reported on the second LGBTQ meeting on Context Statement, Grow Riverside conference, grand opening of the Raincross District, Annual Springtime Eggstravaganza, Riverside Art Market at White Park, and Riverside Free Clinic Banquet. Councilmember Conder reported on the 123rd inaugural ceremony for the Riverside Chamber of Commerce. Councilwoman Plascencia reported on the Grow Riverside conference and Ward 5 Keep Riverside Clean and Beautiful event. Councilmember Hemenway reported on the 2023 Duck days at the Hidden Valley Nature Center and a community meeting at La Sierra Community Center. Mayor Pro Tem Cervantes reported on the mixer at the Arts House, Adios Amor Film Festival Question & Answer and Cantos de la Lucha events honoring Cesar Chavez at the University of California, Riverside Arts Block, Riverside Latino Network Breakfast, Trans Visibility week, and Ramadan.

COMMUNICATIONS

INTERGOVERNMENTAL RELATIONS AND LEGISLATIVE UPDATE

There was no update on intergovernmental relations and legislation.

HOMELESS SOLUTIONS UPDATE

There was no update on homeless solutions.



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SUSTAINABILITY UPDATE

There was no update on sustainability.

LEGAL UPDATE

There was no legal update.

COUNCILMEMBERS DECLARATION OF CONFLICTS OF INTEREST

There was no conflict of interest declared at this time.

CEREMONIAL PRESENTATION

RIVERSIDE PROSPERS SUCCESS REPORT

The Ward 3 Riverside Prospers Success report was continued to a future City Council meeting.

City Attorney Norton announced that there is a conflict of interest for Councilmember Conder regarding the closed session item concerning the City of Riverside v. Councilmember Charles Conder and former Councilmember Steven R. Adams.

CLOSED SESSIONS

The Mayor Pro Tem and City Council adjourned to closed sessions at 1:22 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, 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, and Does 1 through 50, inclusive, Riverside Superior Court Case No. CVRI2300725; (2) §54956.9(d)(1) to confer with and/or receive from legal counsel concerning Darin Hefner v. City of Riverside, WCAB Claim No.(s): 220111; (3) §54957(a) for consultation with Chief of Police Larry Gonzalez and Chief Information Officer George Khalil regarding threat to public services or facilities; (4) §54956.9(d)(2) to confer with and/or receive advice from legal counsel concerning anticipated litigation regarding one case; (5) §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 (6) §54957.6 to review the City Council's position and instruct designated representatives regarding salaries, salary schedules, or



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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.

The Mayor Pro Tem and City Council returned to open session at 3:00 p.m. with Mayor Pro Tem Cervantes presiding and all Councilmembers present.

PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

REVISIONS TO CODE OF ETHICS AND CONDUCT - ORDINANCE INTRODUCED

Hearing was called for consideration by the City Council to (1) review the proposed amendments to Riverside Municipal Code Chapters 2.78 – Code of Ethics and 2.80 – Board of Ethics as outlined in the staff report; (2) consider whether the issues outlined by the City Council on December 20, 2022, for the annual review on the effectiveness of the Code of Ethics and Conduct as required by Section 2.78.110 of the Riverside Municipal Code have been addressed; and (3) introduce an ordinance amending Chapter 2.78 – Code of Ethics and 2.80 – Board of Ethics of the Riverside Municipal Code. Four people spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Perry and seconded by Councilwoman Plascencia to approve the Inclusiveness, Community Engagement, and Governmental Processes Committee recommendation to introduce an Ordinance amending Chapter 2.78 - Code of Ethics and 2.80 – Board of Ethics of the Riverside Municipal Code (RMC) to make certain changes to the Code of Ethics, with the following revisions: (a) RMC 2.78.070.E to read “Complaints shall be filed with the City Clerk no later than one year from the date of the alleged violation.”; (b) language changed from “accord” to “accordance” throughout; and (c) RMC 2.78.090 – language changed from “clear error of law” to “clear procedural errors.” The motion carried with Councilmembers Edwards, Cervantes, Conder, Perry, and Councilwoman Plascencia voting aye and Councilmembers Fierro and Hemenway voting no.



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Whereupon, an ordinance entitled "An Ordinance of the City Council of the City of Riverside, California, Amending and Replacing Chapter 2.78 and 2.80 of the Riverside Municipal Code in its Entirety, was presented and introduced.

The City Council adjourned at 3:49 p.m. and reconvened at 6:15 p.m. with Mayor Pro Tem Cervantes presiding and all Councilmembers present.

PUBLIC HEARINGS/PLANNING REFERRALS AND APPEALS

RESHAPE RIVERSIDE REDISTRICTING PROCESS

Hearing was called to review and discuss a presentation from staff and the City's consulting demographer, Redistricting Partners, regarding the Reshape Riverside Redistricting process and criteria for establishing new ward boundaries. Seventeen people spoke on the matter. The public hearing was officially closed.

Following discussion, it was moved by Councilmember Fierro and seconded by Councilwoman Plascencia to (1) consider Community of Interest Testimony submitted by community members; and (2) adopt Draft Map Series A4.A and include Mount Rubidoux Community of Interest Testimony; and (3) direct the City Attorney to prepare an ordinance establishing the Ward Boundaries Plan. The motion carried with Councilmembers Edwards, Cervantes, Fierro, Perry, Hemenway and Councilwoman Plascencia voting aye and Councilmember Conder voting no.

Councilmember Conder left the meeting and returned during public comments.

ORAL COMMUNICATIONS FROM THE AUDIENCE

Aurora Chavez spoke regarding way finding signs throughout the City and the Code of Ethics and Conduct ordinance. Jason Hunter spoke regarding Southern California Public Power Authority (SCPPA). One caller spoke regarding commemorative flags and an apartment complex development. Brian Kurr spoke regarding Mission Grove Neighborhood meeting.

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 unanimously.



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BOARD AND COMMISSION APPOINTMENT

The Mayor and City Council appointed David O. Reynolds to the Commission of the Deaf Ward 3 seat for a term that will be decided during the first Commission of the Deaf meeting.

MINUTES

The minutes of the meeting of March 14, 2023, were approved as presented.

JOINT APPLICATION - AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM - MULBERRY GARDEN FAMILY PROJECT - 2524 MULBERRY - RESOLUTION

The City Council (1) adopted a Resolution authorizing a joint application with the City of Riverside and Eden Housing, Inc., for an Affordable Housing and Sustainable Communities grant in the amount of \$50 million for the development of the Mulberry Garden Family Apartments located at 2524 Mulberry Street and associated Sustainable Transportation Infrastructure projects; and (2) authorized the City Manager, or designee, to sign any documents that may be required for the submittal of the Affordable Housing and Sustainable Communities application, including making minor and non-substantive changes; whereupon, the title having been read and further reading waived, Resolution No. 23967 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 the Affordable Housing and Sustainable Communities Program for Funding for the Mulberry Garden Family Project and Associated Sustainable Transportation Improvement ("STI") Projects, and Authorizing the Execution of all Required Documents by the City Manager or His Designee, was presented and adopted.

REQUEST FOR PROPOSAL 2259 - TRAILER MOUNTED CAMERA SYSTEMS FOR FIRE AND LAW ENFORCEMENT INCIDENTS AND SPECIAL EVENTS

The City Council awarded Request for Proposal 2259 to Industrial Video & Control, Newton, MA, for the purchase of two trailer mounted camera systems in the total amount of \$117,141.25 for the Fire Department.

CALIFORNIA SENATE BILL 1205 - ANNUAL INSPECTIONS - CALIFORNIA HEALTH AND SAFETY CODE

The City Council (1) adopted a Resolution accepting a compliance report on the status of all State-mandated annual fire inspections in the City of Riverside as outlined in California Senate Bill 1205 and California Health and Safety Code Section 13146.4;



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whereupon, the title having been read and further reading waived, Resolution No. 23968 of the City Council of the City of Riverside, California, Acknowledging Receipt of a Report Made by the Fire Chief of the City of Riverside Fire Department Regarding the Inspection of Certain Occupancies Required to Perform Annual Inspections Pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code, was presented and adopted.

MEASURE Z - INCREASE IN SPENDING AUTHORITY WITH VARIOUS VENDORS FOR PURCHASE OF NEW AND USED VEHICLES FOR POLICE DEPARTMENT

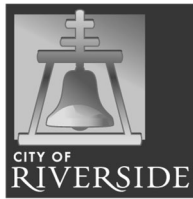
The City Council (1) with at least five affirmative votes, approved an increase in spending authority for the purchase of new and used vehicles, motorcycles included, for Police Department in the amount of \$863,791.70 for a total amount not to exceed \$2,563,791.70, subject to the availability of budget 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.

MASTER FRINGE BENEFITS AND SALARY PLAN AMENDMENT - OUTREACH WORKERS AND ARTS AND CULTURE MANAGER - RESOLUTION

The City Council (1) approved the salary adjustments to the Outreach Worker Trainee, Outreach Worker, Lead Outreach Worker, and Outreach Supervisor classifications; (2) approved a title change for the Arts and Culture Manager classification; and (3) adopted a Resolution amending the Master Fringe Benefits and Salary Plan to reflect the salary adjustments to the Outreach Worker, Lead Outreach Worker, and Outreach Supervisor classifications; and the title change for the Arts and Culture Manager classification; whereupon, the title having been read and further reading waived, Resolution No. 23969 of the City Council of the City of Riverside, California, Amending Resolution No. 21052 and the Master Fringe Benefits and Salary Plan to Approve Adjustments to the Salary Ranges to the Outreach Worker Trainee, Outreach Worker, Lead Outreach Worker, and Outreach Supervisor Classifications; and Approve the Title Change for the Arts and Culture Manager Classification, was presented and adopted.

MEMORANDUM OF UNDERSTANDING - FRINGE BENEFITS AND SALARY PLAN - RIVERSIDE FIREFIGHTERS' ASSOCIATION - RESOLUTION

The City Council (1) approved a Memorandum of Understanding (MOU) for the Riverside Firefighters' Association effective January 1, 2023, through December 31, 2025, which incorporates the negotiated revisions;(2) authorized the City Manager or designee, to



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execute the MOU on behalf of the City; (3) adopted a Resolution amending the Master Fringe Benefits and Salary Plan to reflect the revised MOU provisions as outlined in Exhibit A; and (4) with at least five affirmative votes, authorized the Chief Financial Officer or designee to record a supplemental appropriation in the approximate amount of \$2,192,000 in Fiscal Year 2022/23 in the applicable accounts; whereupon, the title having been read and further reading waived, Resolution No. 23970 of the City Council of the City of Riverside, California, 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 Firefighters' Association (RCFA), was presented and adopted.

AMENDMENT - CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM COST-SHARING – POLICE - ORDINANCE ADOPTED

The City Council adopted an Ordinance, authorizing an amendment to the Contract between the City of Riverside and the Board of Administration of the California Public Employees' Retirement System for implementation of retirement cost-sharing provision of 5.5 percent of pensionable income for all classic, Tier 1 and Tier 2 Unrepresented Police Management employees, members of Riverside Police Administrators' Association (RPAA) and retirement cost-sharing provision of 4.5 percent of pensionable income for all classic Tier 1 and Tier 2 members of the Riverside Police Officer's Association (RPOA) and Riverside Police Officer's Association Supervisory; whereupon, the title having been read and further reading waived, Ordinance No. 7631 of the City of Riverside, California, Authorizing an Amendment to the Contract Between the City of Riverside and the Board of Administration of the California Public Employees' Retirement System, was presented and adopted.

ACCESSION - HISTORIC BIBLE - ARCHIVAL ITEMS - BIRD SPECIMENS

The City Council approved accession into the Museum of Riverside's permanent collection of one historic Bible and four lots of archival items from five donors and thirty prepared bird specimens.

DEACCESSION - PERSIAN-STYLE RUGS

The City Council approved deaccession from the Museum of Riverside's permanent collection of four Persian-style rugs (U1767, U1768, P88-4, and P88-6).



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DEACCESSION - ITEMS ASSOCIATED WITH PUEBLO, APACHE, AND OGLALA (LAKOTA) PEOPLES
The City Council approved deaccession from the Museum of Riverside's permanent collection of four items associated with the Pueblo, Apache, and Oglala (Lakota) peoples (A9-15, A9-17, A8-331, A597-101).

BID 7914 - REJECT ALL BIDS FOR GAGE CANAL MULTI-PURPOSE RECREATIONAL TRAIL IMPROVEMENTS PROJECT

The City Council (1) rejected all bids for Bid 7914 for the Gage Canal Multi-Purpose Recreational Trail Improvements project due to lack of available funding allocated; and (2) authorized staff to rebid the project with revised bid specifications when additional grant funding is awarded.

REQUEST FOR PROPOSAL 2172 - AGREEMENT - FIRE PROTECTION SYSTEM MAINTENANCE - RIVERSIDE ENERGY RESOURCE CENTER

The City Council (1) approved a Professional Consultant Services Agreement for fire protection system maintenance at the Riverside Energy Resource Center with Electronic Design Solutions, Inc., Murrieta, California, for a five-year term through June 30, 2028, in the amount of \$144,513.47; and (2) authorized the City Manager, or designee, to execute the Professional Consultant Services Agreement, including making minor and non-substantive changes.

COMMUNICATIONS

CITY ATTORNEY REPORT ON CLOSED SESSIONS

City Attorney Norton announced the agenda items concerning the City of Riverside v. Councilmember Charles Conder and former Councilmember Steven R. Adams and the case regarding Darin Hefner v City of Riverside were considered and no reportable action was taken during closed session.

Councilmember Conder made a statement regarding the closed session item concerning the City of Riverside v. Councilmember Charles Conder and former Councilmember Steven R. Adams.

Councilwoman Plascencia thanked City staff.



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ITEMS FOR FUTURE CITY COUNCIL CONSIDERATION

There were no future items requested at this time.

The City Council adjourned at 7:29 p.m.

Respectfully submitted,

DONESIA GAUSE
City Clerk