

City of Rialto

*Council Chambers
150 S. Palm Ave
Rialto, CA 92376*



Regular Meeting

Tuesday, April 23, 2024

CLOSED SESSION TIME: 5:00 PM

OPEN SESSION TIME: 6:30 PM

**CITY COUNCIL, City of Rialto, acting as Successor Agency to the
Redevelopment Agency, RIALTO UTILITY AUTHORITY, RIALTO
HOUSING AUTHORITY**

City Council

*Mayor Deborah Robertson
Mayor Pro Tem Andy Carrizales
Council Member Rafael Trujillo
Council Member Ed Scott
Council Member Joe Baca*

*Barbara A. McGee City Clerk
Edward Carrillo City Treasurer*

*Eric Vail City Attorney
Tanya Williams Acting City Manager*

HOW TO REVIEW THE AGENDA. ALL AGENDAS ARE POSTED IN THE CITY HALL ADMINISTRATION BUILDING (150 SOUTH PALM AVENUE, RIALTO) AT LEAST 72 HOURS IN ADVANCE OF THE MEETING. ALL WRITINGS THAT RELATE TO AN OPEN SESSION AGENDA ITEM AT A REGULAR COUNCIL MEETING DISTRIBUTED TO ALL, OR A MAJORITY, OF THE COUNCIL MEMBERS WILL BE MADE AVAILABLE AT THE SAME TIME BUT AT LEAST 72 HOURS BEFORE A REGULAR MEETING, FOR PUBLIC INSPECTION ON THE CITY'S WEBSITE AT www.yourrialto.com AND IN THE OFFICE OF THE CITY CLERK LOCATED AT 290 WEST RIALTO AVENUE, RIALTO, CALIFORNIA (909-820-2519) FROM 7:00 A.M. TO 6:00 P.M., MONDAY THROUGH THURSDAY. ANY PERSON HAVING A QUESTION CONCERNING ANY AGENDA ITEM MAY CALL THE CITY CLERK'S OFFICE TO MAKE INQUIRY CONCERNING THE NATURE OF THE ITEM DESCRIBED ON THE AGENDA.

ITEMS ADDED TO THE AGENDA. CONSISTENT WITH THE RALPH M. BROWN ACT, ADDITIONAL ITEMS MAY BE ADDED TO THE AGENDA AND ACTED UPON BY THE CITY COUNCIL ONLY IF IT IS CONSIDERED TO BE A "SUBSEQUENT NEED" OR "EMERGENCY" ITEM AND IS ADDED BY A TWO-THIRDS VOTE. MATTERS RAISED UNDER ORAL COMMUNICATIONS MAY NOT BE ACTED UPON AT THAT MEETING OTHER THAN AS PROVIDED ABOVE.

NEED ADA ASSISTANCE? IN COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT, IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING, PLEASE CONTACT THE DIRECTOR OF MAINTENANCE & FACILITIES AT (909) 421-7279. NOTIFICATION 48 HOURS PRIOR TO THE MEETING WILL ENABLE THE CITY TO MAKE REASONABLE ARRANGEMENTS TO ENSURE ACCESSIBILITY TO THIS MEETING (28 CAR 35.102-35.104 ADA Title II).

HOW TO ATTEND THE MEETING.

- (1) Members of the public may attend the meeting in person.*
- (2) Watch live streaming video of the Meeting at <https://www.yourrialto.com/183/Rialto-Network>*
- (3) Council Meetings are broadcast live on the City's television station, Rialto Network. Spectrum Channel 3 and AT&T Channel 99.*

HOW TO MAKE A PUBLIC COMMENT.

- (1) Appear at the meeting and speak during the public comment period. We request that you complete a Public Speaker Form and submit it to the City Clerk before the meeting. There is a 5 minute time limit.*
- (2) You may submit a public comment in writing to the City Clerk by email at CITYCLERK@RIALTOCA.GOV.*

Rialto – Entering a Second Century of Progress

- Rialto will be a Family First Community*
- Rialto Shall Attract High-Quality Development and Improve its Physical Environment*
- Rialto's Economic Environment will be Healthy and Diverse*
- Rialto will be an Active Community*

All items listed on this agenda are being considered and/or acted upon by the City Council on behalf of the City of Rialto, except for such items as are designated by the "RUA," "RHA," which items are being considered and/or acted upon by the Members of the Rialto Utility Authority or Rialto Housing Authority of the City of Rialto in its separate legal capacity. For convenience and ease of administration only, the agendas for each separate legal body have been consolidated herein

Next Ordinance No. 1694 Next Resolution No. 8209

CLOSED SESSION

5:00 p.m.

Called to Order By:

ROLL CALL

- 1 [24-1275](#) **CONFERENCE WITH LABOR NEGOTIATOR**
Pursuant to Government Code section 54957.6
Labor Negotiator: Human Resources Director Shama Curian, Assistant
City Attorney Al Ford, Acting City Manager Tanya Williams.
Employee Organizations:
- Executive Management Team
 - Management Unrepresented Employees
 - Rialto City Employee's Association (RCEA)
 - Teamsters Mid-Management & Confidential Employee's Union (TMMU)
 - Rialto Fire Management Association (RFMA)
 - Rialto Police Benefit Association - Management
 - Rialto Police Benefit Association - General
 - Rialto Professional Firefighters of California - Local 3688
 - Unrepresented Employees
- 2 [24-1364](#) **PUBLIC EMPLOYEE APPOINTMENT**
Pursuant to Government Code section 54957
Titles: City Manager, Interim City Manager, Acting City Manager.

OPEN SESSION

6:30 p.m.

Called to Order By:

ROLL CALL**PLEDGE OF ALLEGIANCE - Mayor Deborah Robertson****INVOCATION - Pastor Dr. Nolen - Word in Action Christian Center****City Attorney's Report on Closed Session**

PRESENTATIONS AND PROCLAMATIONS

- 1 [24-1279](#) Presentation - In Memoriam of Victor Orihu - Mayor Robertson
- 2 [24-1325](#) Presentation - In Memoriam of Mr. Marion Black, Jr. - Mayor Robertson
- 3 [24-1370](#) Proclamation - American Legion Family Day - Mayor Robertson
- 4 [24-1355](#) Presentation - World Autism Month - Council Member Trujillo
- 5 [24-1356](#) Presentation - International Denim Day - Council Member Trujillo
- 6 [24-1383](#) Presentation - National Public Safety Telecommunication Week -
Council Member Trujillo

ORAL COMMUNICATIONS**City Council to consider removing or continuing any items on the agenda***NOTICE TO THE PUBLIC*

All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion in the following form listed. There will be no separate discussion on these items. If discussion is required, the item will be removed from the Consent Calendar and will be considered separately. Vote may be by roll call.

CONSENT CALENDAR**A. WAIVE FULL READING OF ORDINANCES**

The Council hereby waives the full reading of any ordinance to be introduced or approved at this meeting and such ordinance shall be read by title only.

B. APPROVAL OF WARRANT RESOLUTIONS

- B.1 [24-1352](#) Warrant Resolution No. 38
- B.2 [24-1353](#) Warrant Resolution No. 39

C. APPROVAL OF MINUTES

- C.1 [24-1380](#) Regular City Council Minutes - March 26, 2024
- C.2 [24-1381](#) Regular City Council Minutes - April 9, 2024

D. CLAIMS AGAINST THE CITY

- D.1 [24-1365](#) Terri Brooks - Damages

- D.2 [24-1366](#) Shannon Scott, Penelope Scott, Jeremiah Scott and Nancy Baez- Damages
- D.3 [24-1367](#) Jaedin Sims - Damages
- D.4 [24-1368](#) Eustacia Hill - Damages
- D.5 [24-1369](#) Stephanie Cane & Victoria Quesenberry - Damages

E. SET PUBLIC HEARING

- E.1 [24-1280](#) Request City Council to Adopt **Resolution No. 8201** and Set a Public Hearing for **May 14, 2024**, to Consider Ordering the Abatement of Weeds on Various Properties Within the City Limits, and to Hear any Objections to Imposing the Abatement Cost Therefore as a Lien Against Parcels of Property Set Forth in Exhibit A.
- E.2 [24-1339](#) Request City Council: 1) Set a Public Hearing for **May 14, 2024**, to Conduct a Property Owner Protest Ballot Proceeding; 2) Adopt **Resolution No. 8202** Initiating the Proceedings for the Annexation of Properties to the Rialto Landscaping and Lighting Maintenance District No. 2 and to Levy and Authorize Collection of Assessments Commencing with Fiscal Year 2024/2025; and to 3) Adopt **Resolution No. 8203** Declaring the Intention to Annex Properties to the Rialto Landscaping and Lighting Maintenance District No. 2 and Conduct a Property Owner Protest Ballot Proceeding on the Matter of the New Assessments Related Thereto Commencing with Fiscal Year 2024/2025.
- E.3 [24-1345](#) Request City Council to Set a Public Hearing for **May 14, 2024** to consider (1) **General Plan Amendment No. 2019-0006**, a request to change the general plan land use designation of approximately 1.55 acres of land (APN: 0132-021-18) located at the southeast corner of Randall Avenue and Lilac Avenue ("Site") from Residential 2 with an Animal Overlay to Community Commercial (CC), (2) **Zone Change No. 2019-0004**, a request to change the zoning designation of the Site from Agricultural (A-1) to Neighborhood Commercial (C-1) (3) **Precise Plan of Design No. 2022-0019**, a request to allow the development of one (1) 8,840 square foot multi-tenant commercial building and one (1) 9,966 square foot multi-tenant commercial building on the Site, and (4) a Mitigated Negative Declaration (**Environmental Assessment Review No. 2022-0020**) prepared for the project, in accordance with the California Environmental Quality Act (CEQA).

- E.4 [24-1349](#) Request City Council to Set a Public Hearing for **June 25, 2024**, regarding Water and Wastewater Utility Services Rate Adjustments. It is recommended that the City Council and Rialto Utility Authority Board adopt **Resolution No. 8204** and **RUA Resolution No. 08-31**.
- E.5 [24-1351](#) Request City Council to Set a Public Hearing for **May 14, 2024**, to consider (1) **Specific Plan Amendment No. 2022-04**, and **Environmental Assessment Review No. 2024-002**, a request to amend the Foothill Boulevard and Central Specific Plan Areas. The Proposed Project will update and combine the existing Foothill Boulevard Specific Plan and Central Area Specific Plan into the Foothill Central Specific Plan (Proposed Project). The Project if approved, would increase the allowable residential density within the Foothill Central Area and provides updates to the development guidelines for this area while preserving existing land uses (2) and Foothill Boulevard Specific Plan Mitigated Negative Declaration prepared for the project, in accordance with the California Environmental Quality Act (CEQA).
- E.6 [24-1340](#) Request City Council to Set a Public Hearing for **May 28, 2024** for the Placement of Liens for Delinquent Refuse Collection Accounts for the 4th Quarter of the 2023 Calendar Year.

F. MISCELLANEOUS

- F.1 [24-1337](#) Request City Council: 1) Authorize the Submission of an Urban and Community Forestry Grant Application to the California Department of Forestry and Fire Protection (CalFire) in Partnership with TreePeople; and 2) Adopt **Resolution No. 8205** Authorizing the City Manager or their Designee to Execute all Grant-Related Documents.

TAB PUBLIC HEARINGS

- 1 [24-1289](#) Request City Council (1) Conduct a Public Hearing to solicit public comments from interested citizens; (2) Consider and Adopt **Resolution No. 8206** approving the Fiscal Year 2024-2025 Annual Action Plan (AAP) Authorizing the City Manager or designee to submit the AAP to the U.S. Department of Housing and Urban Development (HUD); and (3) Authorize the City Manager or designee to take all actions necessary to implement the programs identified in the AAP.
(ACTION)

- 2 [24-1350](#) Request City Council Conduct a Public Hearing to consider Adoption of **Ordinance No. 1693**, entitled, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING PORTIONS OF CHAPTER 18.75 (FLOODPLAIN MANAGEMENT ORDINANCE) OF THE RIALTO MUNICIPAL CODE FOR COMPLIANCE WITH 44 CODE OF FEDERAL REGULATIONS PART 60.3(D) OF THE NATIONAL FLOOD INSURANCE PROGRAM", reading by title only and waiving full reading thereof.
(ACTION)

TAB NEW BUSINESS

- 3 [24-1341](#) Request City Council to Adopt a **Resolution No. 8207** to Approve an Employment Agreement Appointing Mark Alvarado as the Interim Finance Director
(ACTION)
- 4 [24-1306](#) Request City Council: 1) Award of a Construction Contract to CAT Tracking, Inc. in the amount of \$146,750 for the Construction of the Class II Bike Lanes on Merrill Avenue, Federal Project No. HSIP 5205-024, City Project No.170813; and 2) Authorize the City Manager or their Designee to Execute all Related Documents.
(ACTION)
- 5 [24-1348](#) Final Agreement With Inland Empire Utilities Agency For the Long-Term Sale of Wastewater Effluent for Recycled Water Purposes.
(ACTION)
- 6 [24-1346](#) Request City Council Approve **Resolution No. 8208** and **RUA Resolution No. 08-32** accepting \$1.05 million in grant funds secured by Senator Connie M. Leyva for the Rialto Habitat Nature Center Project.
(ACTION)
- 7 [24-1347](#) Request City Council to Award a Construction Contract to Public Restroom Company, a California Corporation, in the amount of \$1,298,364, for community center prefab building of the Rialto Habitat Nature Center, City Project No. 226.
(ACTION)

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY MANAGER:

ADJOURNMENT