

**REGULAR MEETING  
of the  
CITY OF RIALTO**

**CITY COUNCIL**

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

**MINUTES**

**Tuesday, November 14, 2023**

A regular meeting of the City Council of the City of Rialto was held in the City Council Chambers located at 150 South Palm Avenue, Rialto, California 92376 on Tuesday, November 14, 2023.

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This meeting was called by the presiding officer of the Rialto City Council in accordance with the provisions of **Government Code §54956** of the State of California.

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**CALL TO ORDER**

Mayor Deborah Robertson called the meeting to order at 5:01 p.m.

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The roll was called, and the following were present: Mayor Deborah Robertson, Mayor Pro Tem Andy Carrizales, Council Member Ed Scott, Council Member Trujillo and Council Member Joe Baca.

Also, present were Assistant City Manager Arron Brown, City Attorney Eric Vail, and City Clerk Barbara McGee.

Interim City Manager Henry Garcia and City Treasurer Edward Carrillo were absent.

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**CLOSED SESSION**

1. PUBLIC EMPLOYEE APPOINTMENT  
Pursuant to Government Code section 54957(b)  
Title: Interim/Acting City Manager

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## **CLOSED SESSION**

### 2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code section 54956.9(d)(1)

Three (3) matters:

- (1) Robertson v. City of Rialto, et al.  
SBSC Case No. CIV SB 2325391
- (2) In re: Aqueous Film-Forming Foams Products Liability  
Litigation MDL No. 2-18-mn-2873-RMG
- (3) Maria Hernandez, Jose Desales Lopez v. City of Rialto,  
Kevin Harry Matthews, et al  
SBSC Case No. CIV SB 2322103

## **SUBSEQUENT NEED ITEM**

Motion by Council Member Baca and second by Council Member Trujillo and carried by a 5-0 vote to include matter three (3) as a Subsequent Need to Item 2: Conference with Legal Counsel – Existing Litigation.

### 3. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code section 54957.6

Labor Negotiator: Assistant City Manager Arron Brown,

HR/RM Director Shama Curian

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

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Motion by Council Member Trujillo and second by Mayor Pro Tem Carrizales and carried by a 5-0 vote to go into Closed Session at 5:06 p.m.

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## **CLOSED SESSION**

The City Council returned from Closed Session at 6:29 p.m.

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## **CALL TO ORDER**

Mayor Robertson called the meeting to order at 6:34 p.m.

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## **OPEN SESSION**

The roll was called, and the following were present: Mayor Deborah Robertson, Mayor Pro Tem Andy Carrizales, Council Member Ed Scott, Council Member Rafael Trujillo, and Council Member Joe Baca. Also, present were Assistant City Manager Arron Brown, City Attorney Eric Vail, and City Clerk Barbara McGee.

Interim City Manager Henry Garcia and City Treasurer Edward Carrillo were absent.

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### **Pledge of Allegiance and Invocation**

Mayor Pro Tem Carrizales led the pledge of allegiance.

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Pastor Victor Lopez – Calvary Chapel Rialto.

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### **City Attorney's Report on Closed Session**

1. PUBLIC EMPLOYEE APPOINTMENT  
Pursuant to Government Code section 54957(b)  
Title: Interim/Acting City Manager

The City Council completed Item. There is no reportable action.

2. CONFERENCE WITH LEGAL COUNSEL –  
EXISTING LITIGATION  
Pursuant to Government Code section 54956.9(d)(1)  
Three (3) matters:

- (1) Robertson v. City of Rialto, et al.  
SBSC Case No. CIV SB 2325391

The Item will be returning to Closed Session at the end of the Regular meeting. Mayor Robertson recused herself due to a conflict of interest.

- (2) In re: Aqueous Film-Forming Foams Products Liability  
Litigation MDL No. 2-18-mn-2873-RMG

The City Council gave direction to the City Attorney. There is no reportable action.

#### **SUBSEQUENT NEED ITEM:**

- (3) Maria Hernandez, Jose Desales Lopez v. City of Rialto,  
Kevin Harry Matthews, et al  
SBSC Case No. CIV SB 2322103

The City Council completed Item. No reportable action.

**City Attorney's Report on  
Closed Session**

3. CONFERENCE WITH LABOR NEGOTIATOR  
Pursuant to Government Code section 54957.6  
Labor Negotiator: Assistant City Manager Arron Brown,  
HR/RM Director  
Shama Curian 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

The City Council had a briefing and gave direction to staff. There is no reportable action.

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**PRESENTATION AND  
PROCLAMATIONS**

1. Certificate of Recognition - Patricia Woods,  
Crossing Guard at Hughbanks Elementary School
2. Never Give Up Certificate of Recognition –  
Abdi Mohamed & Farah Mohamed
3. In Memoriam: Louis Joseph Pimentel
4. Award Presentation: \$2,500  
San Bernardino Valley Young Marines
5. National Family Caregivers Month –  
Council Member Trujillo
6. Veteran Certificate of Recognition for Fred Fairbanks  
and Thaddeus Maden -  
Mayor Pro Tem Carrizales Council Member Trujillo

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**ORAL COMMUNICATIONS**

Patrick Taylor addressed the City Council and recounted a personal incident with the Rialto Police Department that led to arrest.

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George Madrigal addressed the City Council related his concerns about a towing company that is building in a non-commercial zone area by Pepper Avenue and Baseline Avenue.

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Reverend Charles Harrell addressed the City Council related to the towing company's plans to build a tow yard near his home and urges the City Council not to issue building permit.

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**City Council to Consider removing or continuing any items on the agenda**

Mayor Robertson abstained from Warrant Resolution No. 16 made out to the National Council of Negro Women for a total of \$7,527.96.

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Council Member Scott asked to adjourn meeting in memory of Gilbert Carrillo, brother of City Treasurer Edward Carrillo.

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Council Member Trujillo asked to adjourn meeting in memory of Melvin Brown, husband of Rialto Black History Committee member Althea Brown.

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## **CONSENT CALENDAR**

### **A. WAIVE FULL READING OF ORDINANCES**

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### **B. APPROVAL OF WARRANT RESOLUTIONS**

B.1 Warrant Resolution No. 15

B.2 Warrant Resolution No. 16

### **C. APPROVAL OF MINUTES**

C.1 Regular City Council Minutes - October 10, 2023

C.2 Regular City Council Minutes - October 24, 2023

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### **D. CLAIMS AGAINST THE CITY**

D.1 Genia Windham – Vehicle Damage

D.2 Reese Estefania Orosco – Vehicle Damage

D.3 Michael-Nohan X. Morales Personal Injury

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### **E. SET PUBLIC HEARING**

E1 Request City Council to Set a Public Hearing for December 12, 2023, to Consider the Placement of Liens for Delinquent Refuse Collection Accounts for the 2nd Quarter of the 2023 Calendar Year.

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## **CONSENT CALENDAR**

### **F. MISCELLANEOUS**

- F.1 Request City Council to: 1) Adopt Resolution No. 8163 Approving the Public Improvement Agreement for Public Improvements along Lowell Street and North Locust Avenue Related to the Precise Plan of Design (PPD) 2021-0055 Located at the Northwest Corner of Lowell Street and North Locust Avenue; and 2) Authorize the City Manager to Execute all Related Documents.
- F.2 Request City Council to 1) Adopt Resolution No. 8164 Approving Parcel Map 20439 for the Subdivision of One (1) Parcel of Land (APN 0240-211-40), Located at the Southeast Corner of Renaissance Parkway and Alder Avenue, into Two (2) Freeway Commercial Parcels; and 2) Authorize the City Manager to Execute all Related Documents.
- F.3 Request City Council/Rialto Utility Authority Board Adopt City Council Resolution No. 8165 and Rialto Utility Authority Board RUA Resolution No. 08-24 Authorizing the Submission of a Grant Application to the State Water Resources Control Board (SWRCB) for the Septic-to-Sewer Disadvantaged Communities Project Grant.
- F.4 Request City Council Authorize the Submission of an SB 1383 Grant Application to CalRecycle and adopt Resolution No. 8166 Authorizing the City Manager to Execute all Grant Related Documents.
- F.5 Request City Council to adopt the amended job description for the Utilities Manager Position.

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Motion by Council Member Trujillo, second by Mayor Pro Tem Carrizales and carried by a 5-0 vote to adopt the Consent Calendar.

Mayor Robertson abstained from Warrant Resolution No. 16 made out to the National Council of Negro Women for a total of \$7,527.96.

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### **PUBLIC HEARING**

#### **TAB 1**

**Issuance of the 2023 Series A Bonds, New Police Station Project; Adopt Resolution No. 8167, Adopt Resolution No. 8168; Adopt RFA Resolution No. 01-23 and Adopt budget Resolution No. 8169**

Tanya Williams, Assistant to the City Manager and Jeremy Hart with LPA, Inc, and Branden Kfoury with Urban Futures, presented staff report to Request City Council to conduct a public hearing with respect to the issuance of the 2023 Series A Bonds for the New Police Station Project. 1. Adopt Resolution No. 8167, Finding that the New Police Station Project is categorically exempt from CEQA. 2. Adopt Resolution No. 8168, Authorizing and approving the issuance of lease revenue bonds 2023 Series A (Police Station Project). 3. Rialto Public Financing Authority adopt RFA Resolution No. 01-23, approving the issuance of lease revenue bonds, 2023 Series A (Police Station Project). 4. Adopt budget Resolution No. 8169, approving additional appropriation of 20,000,000 to the capital improvement fund for the Police Station Project.

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**TAB 1  
Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

**Public Comment**

Mayor Robertson asked if anyone wished to speak.

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Lauren Coateny addressed the City Council in support of TAB 1 and asked the City Council to consider the financial responsibility needed to go forward for the officers.

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Earl Coateny addressed the City Council in support of TAB 1 and suggested the City step into the 21<sup>st</sup> Century. The Rialto Police Department deserve it.

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Terry Thompson addressed the City Council in support of TAB 1 and requested that the officers be equipped with tools and environment to bring about an even better Rialto Police Department.

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Kathy Thompson addressed the City Council in support of TAB 1 and believes it is time this anticipated project come into reality. It will take policing to a new level and urges the City Council to move forward with the financing.

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Ray Farmer addressed the City Council in support of TAB 1 and stated the police officers can not only be proud of and provide a professional service to the community. Rialto has the finest public safety department that continues to keep the City safe. He urges the City Council to move forward with the facility and not repeat the same mistakes of the past.

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Louie Lopez addressed the City Council in support of TAB 1 and stated this project under labor agreement shows true transparency because the skilled and trained workforce is just as important in building as it is in public service and officers need this resource to serve the community as best they can. On behalf of the trade workers, they urge this project to move forward unanimously.

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Leonard Cross addressed the City Council in support of TAB 1 and asked the City Council to approve and move forward with this project.

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Robert R. Lugan addressed the City Council in support of TAB 1 and request the City Council to approve this project.

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**TAB 1  
Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

**Public Comment**

Richard Royce addressed the City Council in support of TAB 1 and informed the City Council of the current police department building's deteriorating condition. He thanked Council Member Scott and Council Member Trujillo for their donation to their Law Enforcement Memorial. He thanked the City Council for funding this new station. The "Bridge to Progress" needs to happen.

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Alyssa Palmer on behalf of Slaughter Bradley with the Inland Empire Building and Construction Trades Council addressed the City Council in support of TAB 1 to inform that they are honored to be working with the City of Rialto and pleased the City Council is considering this project labor agreement.

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Todd Golden II addressed the City Council in support of TAB 1 and thanked the City of Rialto for the contract labor agreement.

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Jakob Aguila addressed the City Council in support of TAB 1 and stated that it would be a good opportunity to form this police station.

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Mark Kling, Rialto Police Chief, addressed the City Council in support of TAB 1 to publicly thank the Rialto Police Department Officers and staff for their professional work despite the current building conditions. He implores the City Council to support the project and approve funding. This will be a flagship building for the entire City. The police department staff deserve much more. He thanked Mayor Robertson and the City Council for their ongoing support for one of the best and professional police agencies in the region and Southern California.

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Motion by Council Member Scott, second by Council Member Trujillo and carried by a 5-0 vote Close the Public Hearing.

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Mayor Robertson commented that she would not have brought the City this far to abandon it. She knows the City of Rialto has a great department.

She moved the Item forward.

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**TAB 1**

**Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

Council Member Scott thanked Mayor Robertson for moving this forward. It was a privilege to serve on the committee with Mayor Robertson throughout the whole duration.

He commented that the City Council unanimously voted for Griffin-Swinerton for their professionalism. Through God and a lot of hard work and commitment from the City Council, the City has done well in the last few years. It has been a dream of everyone in the City including former City staff that was representative of the City.

He thanked the entire police department for protecting the residents of the City. He emphasized that this building is for them, a place to belong. He strongly supports the project.

He thanked Tanya Williams and Jeanette Lopez and Sergeant Palmer. He asked Police Chief Kling about his retirement plans.

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Police Chief Kling stated that he is honored to serve the Rialto Police Department. He is not leaving December 31, because his job is not complete.

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Council Member Baca stated he does not believe any Council Member is against this police facility and move into the 21<sup>st</sup> Century. He stated the City must be prepared and have a facility that meets the 21<sup>st</sup> Century. He thanked and applauded every officer for their service in public safety.

He agrees with the trade agreement. It should not only stop with a police department. He believes the City needs a new administration building and Johnson Center in the near future.

He asked if there was a bid process or selected by a developer.

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Mr. Kfoury stated there was an RFP process for the developer and their financing teams were included. During the financing process, a competitive market-rate fee was negotiated which they are very experienced and active with this type of financing.

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Council Member Baca expressed his concerns related to bond buyers going out of business. He suggested having an alternative plan to avoid delaying the process and recommends a joint managers' agreement with another bonding firm as a backup plan to make certain the facility advances without delays.

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**TAB 1  
Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

Mr. Kfoury stated that Senior Management from Citi Independence is available for comments.

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Chris Makai with Citigroup stated that the firm continues to assess various businesses and functions to ensure that it matches with Citi's strategy and initiatives going forward. No decisions have been made related to the municipal bond business at this time. While Citi continues to evaluate the changes, they remain fully committed to completing any financing they have been engaged. They continue to hold multiple projects with multiple billions of dollars. They remain fully committed to successfully completing financing to which they have been hired.

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Council Member Baca stated if there is a possibility of public financing being discontinued.

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Mr. Makai reiterated that they are fully committed to successfully completing the financing they have been hired to do.

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Council Member Baca asked for reassurance that the bonds do not go up in price. He is fine with Citigroup but wants to make certain there are no delays and suggests a backup plan.

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Mr. Kfoury stated plans are to price and close bonds in December. With Citi on board, it is the best case for the City to lock-in financing.

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Council Member Baca emphasized he is not disputing Citi. He is asking about an alternate plan for joint managers' agreement with another firm.

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Mayor Robertson stated that Mr. Kfoury is not in a position to make decisions about back-up plans. There is a proposal before the City Council. At the conclusion, should Council Member Baca want to make a motion in the course of moving, he may.

There is a schedule and currently, it is a banking and financing matter and locking in. Mr. Kfoury is not in a position to make those decisions. We are at the end of the race rather than the beginning.

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**TAB 1  
Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

Council Member Baca emphasized that he did not state he was opposed to the project. He will support it.

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Mayor Robertson reiterated that Council Member Baca is posing the question to the person who cannot make that decision.

If that is something the City Council can do in the policy, the City Council can do that.

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Council Member Trujillo stated he is here to move the project forward; the Police Department deserves the project without delays again.

He inquired about the \$2.5 million figure for furniture and asked if it was outside of the agreement. He asked if it was included in the larger figure in the \$10 million or \$20 million.

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Mr. Kfoury stated the total cost is estimated. It is included.

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Council Member Trujillo stated he wanted to make certain. He is in full support moving forward on the recommendation from staff for the benefit of the community and the officers who have waited for many years.

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Mayor Pro Tem Carrizales thanked the subcommittee, Rialto Police Chief and everyone that has been involved and emphasized that they deserve this new police station. His commitment to the community is to keep them safe. This new police station communicates to the community that they deserve the new station and to the officers that they are appreciated.

He moves for approval.

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Mayor Robertson asked if Mayor Pro Tem Carrizales would withdraw his motion and give Council Member Scott the honors to move the Item forward.

She stated there are a few others that need to be recognized. She acknowledged Finance Director Katherine Stevens.

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Mayor Pro Tem Carrizales emphasized that he will absolutely allow the subcommittee the opportunity.

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**TAB 1**

**Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

Mayor Robertson stated that she would like to see something for the citizens besides the Renaissance regional market that is reflective of how the City feels about its employees. After this, there will be a facility for the community as well. Should the bonding structure be revisited, it can be done. There is no need to lose focus. She agrees with the current proposal.

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City Attorney Vail stated that when the meeting was opened, it was not only for the Rialto City Council, but also for the Rialto Public Financing Authority. The actions you are about to take, three of the Resolutions are by the City. Resolution 3 is taken by the Rialto Public Finance Authority and should be done each with an individual roll call vote.

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City Clerk McGee asked that the entire Resolution title be read for all Resolutions for each motion.

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Motion by Council Member Scott, second by Mayor Robertson and carried by a 5-0 vote to Adopt Resolution No. 8167, a Resolution of the City of Rialto City Council finding that the new police station project is categorically exempt from CEQA pursuant to sections 15.302 and Section 15.332 of the California Environmental quality guidelines relating to replacement or reconstruction development projects and in field development projects respectively; and approving a development agreement between the City and Griffin Swinerton, LLC relating to the construction of the project and taking related actions.

The vote was AYES: Mayor Robertson, Mayor Pro Tem Carrizales, Council Member Scott, Council Member Trujillo, Council Member Baca.  
NOES: None. ABSTAIN: None. ABSENT: None.

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Motion by Council Member Scott, second by Mayor Robertson and carried by a 5-0 vote to Adopt Resolution No. 8168. Resolution of the City Council of City of Rialto authorizing and approving the issuance of lease revenue bonds 2023 Series A (Police Station Project) in the aggregate principal amount not to exceed \$80 million approving the form of a preliminary official statement and execution and delivery of a final official statement, a cite and facility lease, a lease agreement, a continuing disclosure agreement, and a bond purchase agreement and authorizing actions and execution of the documents related thereto.

The vote was AYES: Mayor Robertson, Mayor Pro Tem Carrizales, Council Member Scott, Council Member Trujillo, Council Member Baca.  
NOES: None. ABSTAIN: None. ABSENT: None.

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**TAB 1**

**Issuance of the 2023 Series A Bonds,  
New Police Station Project; Adopt  
Resolution No. 8167, Adopt Resolution  
No. 8168; Adopt RFA Resolution  
No. 01-23 and Adopt budget Resolution  
No. 8169**

Motion by Director Scott, second by Chairperson Robertson and carried by a 5-0 vote to RFA Adopt Resolution No.01-23 – Resolution of the Rialto Public Financing Authority approving the issuance of lease revenue bonds, 2023 Series A (Police Station Project) in the aggregate principal amount not to exceed \$80 million dollars approving the form of a preliminary official statement and the execution and delivery of a final official statement, a cite and facility lease, a lease agreement, an assignment agreement and indenture and a bond purchase agreement authorizing actions and documents related thereto.

The vote was AYES: Chairperson Robertson, Director Carrizales, Director Scott, Director Trujillo, and Director Baca.

NOES: None. ABSTAIN: None. ABSENT: None.

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Secretary McGee asked if Director Scott was acting as the Public Finance Authority.

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Director Scott stated yes.

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Motion by Council Member Scott, second by Mayor Robertson and carried by a 5-0 vote to Adopt Resolution No. 8169 – a Resolution of the City Council of the City of Rialto, California amending the 2023-2024 fiscal year for the purpose of appropriating additional funds for the Police Station Project.

The vote was AYES: Mayor Robertson, Mayor Pro Tem Carrizales, Council Member Scott, Council Member Trujillo, Council Member Baca.

NOES: None. ABSTAIN: None. ABSENT: None.

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Mayor Robertson asked Assistant City Manager, Finance Director, and project team to determine if there is a need to revisit the options to create a backup financial plan.

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Assistant City Manager Brown stated the project team met and all agreed that Citi is committed to completing the financing agreement.

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Mayor Robertson suggested looking at it from a City Council perspective and if needed, how to navigate the possibility of a contingency plan.

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**TAB 1**

**Issuance of the 2023 Series A Bonds, New Police Station Project; Adopt Resolution No. 8167, Adopt Resolution No. 8168; Adopt RFA Resolution No. 01-23 and Adopt budget Resolution No. 8169**

Police Chief Kling on behalf of the entire Rialto Police Department, thanked the City Council, we are extremely honored to do what we do every single day. We are extremely honored to stand shoulder-to-shoulder with the Rialto Fire Department and everything that they do to create this public safety entity.

The police facility is not only going to set the standard for the future of law enforcement agencies but more importantly it is going to give us the tool that we desperately need to recruit. You provided the numbers for us. We are trying to get people in. This is going to help retain our folks. But more importantly, it is going to help get people here that we really need to push forward to truly impact this community make it safe especially where we are regionally.

Again, on behalf of them, thank you so much. When you are ready, I am ready for the next Tab.

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Mayor Robertson stated that on occasions when someone has had an opportunity to speak and imply that the crime, conditions, and community was something that warranted that we should do something else.

Our crime numbers are nowhere near the surrounding communities. She believes she is safe.

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Police Chief Kling stated it's important for the officers and civilians to see the Mayor in action to witness the support given and support from the City Council.

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**TAB 2**

**Approve Master Services and Purchasing Agreement with Axon Enterprise, Inc.; Approve Axon Fleet Camera with Installation; Authorize Financing and Payment**

Mark Kling, Police Chief, presented staff report to Request City Council to: (1) Approve a Master Services and Purchasing Agreement with Axon Enterprise, Inc., a Delaware Corporation, for a Thirty-Nine (39) Month Term; (2) Approve the Purchase of Twenty (20) Axon Fleet 3 In-Car Camera Systems with Installation in the Amount of \$171,642.84; (3) Authorize Financing and Payment of the Total Cost of \$171,642.84 Over the Thirty-Nine (39) Month Term; and (4) Authorize the Interim City Manager or his Designee to Execute All Documents.

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Motion by Council Member Scott, second by Mayor Pro Tem Carrizales and carried by a 5-0 vote to (1) Approve a Master Services and Purchasing Agreement with Axon Enterprise, Inc., a Delaware Corporation, for a Thirty-Nine (39) Month Term; (2) Approve the Purchase of Twenty (20) Axon Fleet 3 In-Car Camera Systems with Installation in the Amount of \$171,642.84; (3) Authorize Financing and Payment of the Total Cost of \$171,642.84 Over the Thirty-Nine (39) Month Term; and (4) Authorize the Interim City Manager or his Designee to Execute All Documents.

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**TAB 3  
Approve Purchase Order with PreScience  
for Construction Management, Inspection  
and Materials Testing Services for a  
Constructability Review of the I-10  
Riverside Avenue Interchange Phase 2,  
City Project No. 140813**

Art Cervantes, Engineering Manager, presented staff report to Request City Council to 1) Approve a Purchase Order with PreScience in the Amount of \$293,342.57 pursuant to their On-Call Agreement for Construction Management, Inspection, and Materials Testing Services for a Constructability Review of the I-10 Riverside Avenue Interchange Phase 2, City Project No. 140813; and 2) Authorize the Interim City Manager or designee to Execute all Related Documents.

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Council Member Scott asked about the timeframe duration on the project.

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Mr. Cervantes stated it is in design process. It is at 65 percent plans completion. The objective is to utilize the design to obtain funding to proceed with construction.

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Council Member Scott asked to give a brief summary of project at the 10 Freeway and Riverside Avenue.

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Mr. Cervantes stated the scope of the project includes widening the bridge over the Union Pacific Tracks to match the width of the Caltrans bridge to the north including the additional northbound through lane, extension of the left-turn lane onto the westbound onramp. A southbound right-turn lane from Riverside Avenue onto westbound Slover Avenue and continuous sidewalk on the east side of the bridge. It will provide improved queuing traveling northbound. The through lanes would allow better through traffic and extend the width of the bridge to match the Caltrans bridge to the north.

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Council Member Scott asked if this will improve queuing at Valley Boulevard and Riverside Avenue.

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Mr. Cervantes stated absolutely. It will improve the backup truck traffic flow entering the freeway.

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Council Member Trujillo asked if there is any anticipated partial or full closure during construction of project.

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Mr. Cervantes stated partial closure is anticipated. A full closure is not expected at this time.

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**TAB 3  
Approve Purchase Order with PreScience  
for Construction Management, Inspection  
and Materials Testing Services for a  
Constructability Review of the I-10  
Riverside Avenue Interchange Phase 2,  
City Project No. 140813**

Council Member Trujillo asked about outreach to businesses in the area.

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Mr. Cervantes stated outreach will be communicated to the surrounding area.

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Mayor Robertson asked for clarification on the project and requested a visual of the project.

She emphasized the City should be providing SBCTA potential projects to be added should there be another subsequent Measure I. The Riverside Avenue Interchange in its entirety including widening and adding capacity on the ramps need to be considered a priority project. Queuing needs to be improved. It's a constructability review; it is not the construction project.

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Mr. Cervantes stated the project is still in design and explains the reason why an image is not provided. The constructability review is continuous input.

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Mayor Robertson asked constructing of what.

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Mr. Cervantes stated construction of the bridge.

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Mayor Robertson asked if it is the bridge over the railroad.

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Mr. Cervantes stated yes.

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Mayor Robertson stated the problem that we feed into southbound getting on to the bridge and ramps is not always based on the railroad side.

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Mr. Cervantes stated that part of the bridge pertains to Caltrans. This project pertains to the bridge the City owns, which is over the railroad.

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Mayor Robertson stated right.

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**TAB 3**

**Approve Purchase Order with PreScience for Construction Management, Inspection and Materials Testing Services for a Constructability Review of the I-10 Riverside Avenue Interchange Phase 2, City Project No. 140813**

Council Member Scott expressed concerns for queuing vehicles traveling northbound, which this project will help with that.

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Council Member Baca suggested looking for Federal funds to provide for that area.

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Motion by Council Member Baca, second by Mayor Robertson and carried by a 5-0 vote to Approve a Purchase Order with PreScience in the Amount of \$293,342.57 pursuant to their On-Call Agreement for Construction Management, Inspection, and Materials Testing Services for a Constructability Review of the I-10 Riverside Avenue Interchange Phase 2, City Project No. 140813; and Authorize the Interim City Manager or designee to Execute all Related Documents.

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Council Member Baca asked if he should recuse himself from TAB 4 to avoid a conflict of interest since he resides near the project.

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City Attorney Vail stated this is a Resolution to accept funding. It is not a construction project. Council Member Baca can recuse himself if he believes it causes appearances of impropriety. It is not required in this case.

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**TAB 4**

**Adopt Resolution No. 8170 Accepting the San Bernardino County Transportation Authority Transportation Development Act Article 3 Grant Funding for Frisbie Middle School Safe Route to School Project; Adopt Resolution No. 8171 accept funding for Bemis Elementary Safe Route to School Project**

Timothy Sullivan, Director of Maintenance and Facilities, presented the staff report to Request City Council to: (1) Adopt Resolution No. 8170 Accepting the San Bernardino County Transportation Authority Transportation Development Act Article 3 Grant Funding in the Amount of \$1,095,090.75 for the Frisbie Middle School Safe Routes to School Improvements Project; and (2) Adopt Resolution No. 8171 Accepting Funding in the amount of \$716,745 for the Bemis Elementary Safe Routes to School Project.

0o0

Mayor Robertson asked for clarification on TAB 4 project to determine if the legend is identifying the proposed items specifically about the sidewalk project on Eucalyptus Avenue down Walnut Avenue toward the park and Frisbie Middle School.

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Director of Maintenance and Facilities Sullivan stated the image is a conceptual design of improvements from 2017. The actual design and improvements will move forward once grant funding is accepted.

0o0

**TAB 4**

**Adopt Resolution No. 8170 Accepting the San Bernardino County Transportation Authority Transportation Development Act Article 3 Grant Funding for Frisbie Middle School Safe Route to School Project; Adopt Resolution No. 8171 accept funding for Bemis Elementary Safe Route to School Project**

Mayor Robertson emphasized the sidewalk project near the park and expressed concerns of the current sidewalk design. She asked for clarification on what the grant will construct.

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Director of Maintenance and Facilities Sullivan stated 100 percent will be done on the design. This is a guiding document based on Rialto Safe Routes to School studies. Most of the items will be constructed. Since 2017 to now, some items may have been approved such as hardscape.

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Mayor Robertson addressed her concerns related to the placement of sidewalk.

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Council Member Trujillo inquired about the absence of crosswalks and stop signs between Baseline Avenue and Walnut Avenue and asked about plans to include them.

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Director of Maintenance and Facilities Sullivan stated he will investigate it and reply back.

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Council Member Trujillo stated that some improvements are within the Morgan Elementary area.

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Director of Maintenance and Facilities Sullivan stated it is around Frisbie Middle and Bemis Elementary, a half-mile radius of the two schools.

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Council Member Trujillo mentioned about the improvements in the area south of Morgan Elementary and expressed resident concerns related to crosswalks.

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Director of Maintenance and Facilities Sullivan stated he will review and look into it.

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Mayor Robertson stated that Morgan Elementary should be included. She wants to make certain what is written on the report will be the focus or return and amend to include other schools that are on the Safe Routes to School grant.

0o0

**TAB 4**

**Adopt Resolution No. 8170 Accepting the San Bernardino County Transportation Authority Transportation Development Act Article 3 Grant Funding for Frisbie Middle School Safe Route to School Project; Adopt Resolution No. 8171 accept funding for Bemis Elementary Safe Route to School Project**

Director of Maintenance and Facilities Sullivan stated that the focus is the grant acceptance for Frisbie Middle School and Bemis Elementary.

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Mayor Robertson asked what the next step for Morgan Elementary.

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Director of Maintenance and Facilities Sullivan stated he will review the priority ranking. Safe Routes is ranked as high, medium, and low. They are working through the high priority to low priority.

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Mayor Robertson asked if SBCTA funding was added to project.

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Director of Maintenance and Facilities Sullivan stated this is SBCTA funding for this grant cycle. It's a Transportation Development Act.

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Motion by Council Member Baca, second by Council Member Trujillo and carried by a 5-0 vote to (1) Adopt Resolution No. 8170 Accepting the San Bernardino County Transportation Authority Transportation Development Act Article 3 Grant Funding in the Amount of \$1,095,090.75 for the Frisbie Middle School Safe Routes to School Improvements Project; and (2) Adopt Resolution No. 8171 Accepting Funding in the amount of \$716,745 for the Bemis Elementary Safe Routes to School Project.

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**Community Services**

Director of Community Services Alvarado-Crawford gave the report.

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**CLOSED SESSION**

Motion by Council Member Trujillo, second by Council Member Scott and carried by a 5-0 vote to adjourn back into Closed Session at 9:35 p.m.

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City Council returned from Closed Session at 9:51 p.m. with four members present.

Mayor Robertson was absent.

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Mayor Pro Tem Carrizales conducted the meeting.

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**City Attorney's Report on  
Closed Session**

Interim City Attorney Vail stated the City Council had returned to Closed Session for discussion.

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Pursuant to Government Code section 54956.9(d)(1)

(1) Robertson v. City of Rialto, et al.

SBSC Case No. CIV SB 2325391

The City Council received a briefing by City Attorney. They gave direction. There is no other reportable action.

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Mayor Pro Tem Carrizales stated Mayor Robertson recused herself and left for the evening.

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**REPORTS**

The City Council gave their reports.

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**ADJOURNMENT**

Motion by Council Member Scott, second by Council Member Trujillo and carried by a 4-0 vote to adjourn the City Council Meeting at 9:51 p.m.

**The City Council adjourned in memory of:**

**Gilbert Carrillo,  
Brother of City Treasurer Edward Carrillo**

**Melvin Brown,  
Husband of  
Rialto Black History Committee Member Althea Brown**

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MAYOR DEBORAH ROBERTSON

**ATTEST:**

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CITY CLERK BARBARA A. McGEE