

City of Rialto

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



Regular Meeting

Tuesday, December 12, 2023

CLOSED SESSION TIME: 4:30 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
Henry Garcia, Interim 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 FRIDAY. 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.*

Next Ordinance No. 1690

Next Resolution No. 8175

Called to Order By:

ROLL CALL

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

4:30 P.M.

CLOSED SESSION

1 [23-1007](#)

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

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

Number of Matters: Three (3)

- Jennifer D'Angelo v. City of Rialto et al.,
SBSC Case No. CIV DS 2017947
- Lelia Deborah Robertson v. City of Rialto,
Rialto Police Department, et al., SBSC Case No. CIV SB 2325118
- In Re Rialto Bioenergy Facility, LLC;
United States Bankruptcy Court, Southern District of California; Case No.
23-01467-CL11

2 [23-1010](#)

CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code section 54957.6

Labor Negotiator: Assistant City Manager Arron Brown, HR 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

3 [23-1014](#)

PUBLIC EMPLOYEE APPOINTMENT

Pursuant to Government Code section 54957

Position Title: City Manager

6:30 p.m.

Called to Order By:

ROLL CALL

PLEDGE OF ALLEGIANCE - Council Member Ed Scott**INVOCATION -Pastor Harry Bratton- Greater Faith Grace Bible Church****City Attorney's Report on Closed Session****PRESENTATIONS AND PROCLAMATIONS**

- 1 [23-1006](#) In Memoriam for Elvis Glen Brown - Mayor Robertson
- 2 [23-1012](#) Presentation - The Handtevy Recognition of Excellence in Pediatric Care -
Fire Chief Park
- 3 [23-1015](#) Recognition - Hero of the Night by Ontario Reign: Police Captain Anthony
Vega - Mayor Robertson

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 [23-999](#) Warrant Resolution No. 17
- B.2 [23-1000](#) Warrant Resolution No. 18
- B.3 [23-1001](#) Warrant Resolution No. 19
- B.4 [23-1002](#) Warrant Resolution No. 20
- B.5 [23-1003](#) Warrant Resolution No. 21

C. APPROVAL OF MINUTES

- C.1 [23-992](#) Special Meeting Minutes - November 8, 2023
- C.2 [23-984](#) Regular City Council Minutes - November 14, 2023

D. CLAIMS AGAINST THE CITY

- D.1 [23-980](#) Deana Morales for R&D Logistics - Damages
- D.2 [23-981](#) Edward Albert Montoya Jr - Vehicle Damage
- D.3 [23-982](#) Felicia Renea Manier - Personal Injury

E. SET PUBLIC HEARING

- E.1 [23-985](#) Request that the City Council and Rialto Utility Authority adopt **Resolution No. 8172** and **RUA Resolution No. 08-25** Set a Public Hearing for February 27, 2024, as Required Under Proposition 218 to Consider the Proposed Water and Wastewater Utility Services Rate Adjustments as supported by the FG Solutions, LLC Financial Rate Analysis.
- E.2 [23-935](#) Request City Council Approve A Memorandum Of Understanding (MOU) For Mobile Recreation Programming With Willow Village Apartment Complex; And Authorize The City Manager Or Their Designee To Execute All Necessary Documents.

F. MISCELLANEOUS

- F.1 [23-989](#) Request City Council to: (1) Authorize the Release of Bids for Downtown Parking Lot Improvements, City Project No. 230801.
- F.2 [23-990](#) Request that the City Council approve an Agreement with San Bernardino County Fire Protection District for the Temporary Transfer of Type 2 Ambulance.
- F.3 [23-1004](#) Request City Council to Receive and File for Future Audit the Treasurer's Investment Report as of June 30, 2023.

TAB PUBLIC HEARING

- TAB1** [23-965](#) Request City Council to: (1) Conduct a Public Hearing for the Placement of Liens for Delinquent Refuse Collection Accounts for the 2nd Quarter of 2023; and (2) Adopt **Resolution No. 8173** Authorizing the Filing of Liens Against Certain Properties for Delinquent Refuse Accounts with the San Bernardino County Assessor-Recorder-County Clerk.
(ACTION)

TAB NEW BUSINESS

- TAB2** [23-997](#) Request City Council Introduce for First Reading **Ordinance No. 1689** Amending Chapter 2.16 of the Rialto Municipal Code by Adding a New Section 2.16.090 Providing for City Council Adoption of Commission Rules of Procedure, and Repealing Conflicting Provisions.
(ACTION)
- TAB3** [23-977](#) Request City Council to: (1) Approve entering into a new 3-year agreement with Microsoft for the Enterprise License Agreement via the "Riverside EA." (2) Award a Purchase Order to Dell Marketing L.P., of Round Rock, TX in an amount not to exceed \$ \$125,190.76 annually for a total of \$375,572.28 for the Microsoft Enterprise Agreement, and authorize staff to issue annual purchase orders to renew the enterprise agreement each fiscal year with any applicable "true-up" adjustments thereafter. (3) Authorize the City Manager or designee to Execute All Documents.
(ACTION)
- TAB4** [23-979](#) Request City Council to (1) accept funding Window 1 Mobility Project Voucher (MPV) under the Clean Mobility Options (CMO) program in the amount of \$493,707.48; (2) Authorize the City Manager or their designee to sign all necessary documents to accept the grant funds.
(ACTION)
- TAB5** [23-991](#) Request City Council to adopt **Resolution No. 8174** and accept Discretionary Funding from the San Bernardino County Board of Supervisors in the amount of \$150,000 to acquire a specialized medium-duty response vehicle. **(ACTION)**

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY MANAGER:

ADJOURNMENT