

City of Rialto

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



Regular Meeting

Tuesday, February 23, 2016

5:00 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 Joe Baca Jr.
Council Member Edward Palmer
Council Member Shawn O'Connell
Council Member Ed Scott
Barbara A. McGee City Clerk
Edward Carrillo City Treasurer
Fred Galante City Attorney
Mike Story City Administrator*

Members of the public are afforded an opportunity to speak on any listed agenda item. Please notify the City Clerk if you wish to do so. 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 agenda item for an open session of a regular meeting of the City Council distributed to all, or a majority, of the Council Members also shall be made available, at the same time but not sooner than 72 hours before a regular meeting, for public inspection 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., Mondays through Thursdays, and on the City's website at www.rialtoca.gov 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.

Based upon the open meeting laws (the 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.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Director of Public Works 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).

Next Ordinance No. 1564

Next Resolution No.6894

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

5:00 p.m.

CLOSED SESSION

- 1 [16-118](#) Conference with Legal Counsel - Existing Litigation: The City Council will discuss the following pending litigation(s) pursuant to Government Code Section 54956.9(d)(1):
- (a) Christopher Seelig v. City of Rialto
WCAB CR-09-0500087, CR13-005057 & CR-16-005022
 - (b) Andrew Lore v. City of Rialto
WCAB CR-09-0500033, CR13-005062
 - (c) Phillips 66 Company v. City of Rialto
SB Superior Court Case No. CIVDS 1516839
- 2 [16-123](#) Conference with Labor Negotiator regarding the following recognized employee organization pursuant to Government Code Section 54957.4:
- Agency designated representatives:
Fred Galante, City Attorney
George Harris, Asst. to the CA./Director of Admin. Svs.
- Employee organizations:
RPBA General Bargaining Unit
RPBA Management Bargaining Unit

6:00 p.m.

Called to Order By:

ROLL CALL

PLEDGE OF ALLEGIANCE-Council Member Ed Palmer

INVOCATION-Pastor Daniel Hlebo-Calvary Chapel Rialto

City Attorney's Report on Closed Session

PRESENTATIONS AND PROCLAMATIONS

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 (ACTION)

1. Waive reading in full, all ordinances considered at this meeting.

B. APPROVAL OF WARRANT RESOLUTIONS

B.1 [16-115](#) Resolution No. 30 (02/12/16)

Attachments: [Warrant Resolution No. 30](#)

B.2 [16-122](#) Resolution No. 30A (02/12/16)

Attachments: [Warrant Resolution No. 30A](#)

B.3 [16-116](#) Resolution No. 31 (02/19/16)

Attachments: [Warrant Resolution No. 31](#)

C. APPROVAL OF MINUTES

C.1 [16-117](#) Regular City Council Meeting - February 09, 2016

Attachments: [February 9 2016](#)

D. SET PUBLIC HEARING

D.1 [16-070](#) Request City Council to Adopt **Resolution No. 6884** Initiating the Proceedings for the Annexation of Properties to the Rialto Landscaping and Lighting District No. 2 and to Levy and Authorize Collection of Assessments Commencing with Fiscal Year 2016/2017; and Adopt **Resolution No. 6885** Declaring the Intention to Annex Properties to the Rialto Landscaping and Lighting District No. 2 and to Conduct a Property Owner Protest Ballot Proceeding On The Matter of the New Assessments Related Thereto Commencing with Fiscal Year 2016/2017; and setting a Public Hearing for **April 12, 2016**.

Attachments: [Attachment 1 - Rialto LLD Annexation ER](#)

[Attachment 2 - Resolution 1](#)

[Attachment 3 - Resolution 2](#)

E. MISCELLANEOUS

E.1 [16-068](#) Request City Council to Approve an Extraterritorial Sewer Service Agreement with the Property Owner at 1420 N. Tamarind Ave. Rialto, California.

Attachments: [Extraterritorial Sewer Services Agreement](#)

- E.2 [16-095](#) Request City Council to Receive and File the Statement of Income and Expenses related to Airport Escrow Account for January 2016.
Attachments: [Exhibit A Airport Escrow Statement of Income and Expense 1.31.16.xlsx](#)
 [Exhibit B CalTrust Statement for Airport Escrow 1.31.2016](#)
 [Exhibit C FSB Statement for Master Escrow 1-31-16](#)
- E.3 [16-096](#) Request City Council to Receive and File the Statement of Income and Expenses related to the Miro Way, Alder Avenue, and Laurel/Walnut/Locust Escrow Accounts for January 2016.
Attachments: [Exhibit A Miro Way Escrow Statement of Income and Expense](#)
 [Exhibit B FSB Statement for Miro Way Escrow 1.31.2016](#)
 [Exhibit C Alder Avenue Escrow Statement of Income and Expense](#)
 [Exhibit D FSB Statement for Alder Avenue Escrow 1.31.2016](#)
 [Exhibit E Laurel.Walnut.Locust Escrow Statement of Income and Expense](#)
 [Exhibit F FSB Statement for Locust.Laurel.Walnut Escrow 1.31.2016](#)
- E.4 [16-097](#) Request City Council to Adopt **Resolution No. 6886** approving an Authorized Agent for the City of Rialto with the State Office of Emergency Services.
Attachments: [Cal OES 130](#)
 [Resolution - CalOES](#)
- E.5 [16-098](#) Request City Council to Approve Agreements for Right-of-Way Acquisition and a Temporary Construction Easement with TSS Family, LLC in the Total Amount of \$40,500 for a Portion of the Vacant Property Located on the East Side of Alder Avenue and South of Walnut Avenue (APN 0240-201-41) for the Alder Avenue Widening, City Project No. 140801
Attachments: [Exhibit A - ROW Conveyance Agreement](#)
 [Exhibit B - TCE Agreement](#)
- E.6 [16-100](#) Request City Council to issue a Purchase Order in the amount of \$19,321 to Safariland LLC for body armor expending funds previously accepted under the Fiscal Year 2014 Homeland Security Grant Program (HGSP).
Attachments: [Safariland Quote - Rialto Fire - Body Armor - 2-9-16](#)
- E.7 [16-101](#) Request City Council to Adopt **Resolution No. 6887** Reallocating Budget from the Demolition/Remediation Category to the Infrastructure Category in accordance with Section 6.05 of the Second Amended and Restated Contract of Sale between the City of Rialto and Lewis-Hillwood Rialto LLC.
Attachments: [Resolution Amending Airport Escrow Budget](#)

- E.8 [16-102](#) Request City Council to Adopt **Resolution No. 6888** Accepting the Fiscal Year 2015 Homeland Security Grant Program (HGSP) and Increasing Revenue and Appropriating Expenditures in the Amount of \$20,165.
Attachments: [Award Notification](#)
[Resolution](#)
- E.9 [16-105](#) Request City Council to Adopt **Resolution No. 6889** Authorizing the Destruction of Certain Municipal Records of the Finance Department.
Attachments: [Resolution Finance Destruction-2016](#)
- E.10 [16-106](#) Request City Council to Approve an Increase of the Purchase Order with Fernando Vargas, Information Specialist, for Fiscal Year 2015/2016 for Information System Support through June 2016 for a Total Cost of \$25,000.
- E.11 [16-113](#) Request City Council to Approve a Travel and Training Request for Recreation and Parks Commissioners Joe Britt, and Cliff DeVost to attend the 2016 California Parks and Recreation Society (CPRS) Conference as participants in the California Association of Parks & Recreation Commissioners and Board Members Conference (CAPRCBM) March 8, 2016 through March 11, 2016 in Long Beach, CA in the amount of \$1,510.00.
Attachments: [Travel Policy](#)
[CPRS Conference Info](#)
[Travel Green - Commissioner Britt](#)
[Travel Green - Commissioner DeVost](#)
- E.12 [16-114](#) Request City Council to Adopt **Resolution No. 6890** Approving Parcel Map 19059 for the Subdivision of a 25.86 Acre Parcel for the Property Located Along the South Side of San Bernardino Avenue, Between Riverside Avenue and Willow Avenue, into Nine (9) Parcels; and the Related Subdivision Improvement Agreement.
Attachments: [Attachment No. 1 - 1-28-09 P.C. Report](#)
[Attachment No. 2 - P.M. 19059](#)
[Attachment No. 3 - P.M. 19059 Subdivision Improvement Agreement](#)
[Resolution Approve PM 19509 2-23-16](#)
- E.13 [16-104](#) Request City Council to Approve the Purchase of Eight (8) APX6500 Mobile Unit Radios from Motorola Inc. in the Amount of \$37,715.76
Attachments: [Quote](#)

- E.14 [16-008](#) Request City Council to Approve the assignment of the Professional Services Agreement from J.L. Patterson & Associates, Inc. to Jacobs Engineering Group, Inc. for engineering services related to the Riverside Avenue UPRR Bridge Widening Project and approve the Novation Agreement documenting the assignment.

Attachments: [JLP - Novation Letter - City of Rialto](#)
[City of Rialto - Jacobs JLP Acquisition \(Galante\) - 02162016](#)
[JLP - Professional Service Agreement](#)
[Status Update January 28, 2016](#)

TAB PUBLIC HEARING

- TAB 1 [16-069](#) Request City Council to Conduct a Public Hearing for the Placement of Liens for Delinquent Refuse Collection Accounts for the Third Quarter of 2015; and Adopt **Resolution No. 6891** Authorizing the Filing of Liens Against Certain Properties for Delinquent Refuse Accounts with the San Bernardino County Auditor Controller-Recorder.

(ACTION)

Attachments: [Exhibit A](#)
[Resolution](#)

TAB NEW BUSINESS

- TAB 2 [16-124](#) Request City Council to Approve the Mid-Year Budget Adjustment to Hire Reward Strategy Group, Inc. to Conduct a City-Wide Comprehensive Classification and Compensation Study in the amount \$78,300.00.

(ACTION)

Attachments: [PSA RSG](#)

- TAB 3 [16-084](#) Request City Council to Approve a Professional Services Agreement with Kosmont Companies, in the amount of \$75,500, to prepare a development and re-use strategy of the existing Walmart property and adjacent Successor Agency parcels located on the west side of Riverside Avenue and between San Bernardino Avenue and Valley Avenue.

(ACTION)

Attachments: [Exhibit A - Site Map](#)
[Exhibit B - Assemblage Site Plan V2](#)
[Exhibit C - NewMark Merrill Letter](#)
[Exhibit D - Kosmont Retail NOW Proposal to Rialto 2-16-16 Final](#)
[Exhibit E - Professional Services Agreement - Kosmont FINAL 2-16-16](#)

TAB 4 [16-090](#)

Request City Council to Adopt **Resolution No. 6892** approving the property tax revenue amounts to be transferred as a result of the pending reorganization related to Local Agency Formation Commission No. 3201 (Lytle Creek Specific Plan) for annexation to the City of Rialto and the West Valley Water District, Valley Service Zone, County Service Area SL-1, and County Service Area 70.

(ACTION)

Attachments: [EXHIBIT A FINAL MIN-CAO-Agenda Report-LAFCO #3201 \(5\)](#)
[EXHIBIT B RES-CAO-Agenda Report-LAFCO#3201](#)
[EXHIBIT C Rialto Island Annexation Map](#)
[EXHIBIT D Lytle Creek Ranch Proposed Land Use Plan](#)
[EXHIBIT E Plan Consistency revised](#)
[EXHIBIT F Property Tax sharing Allocation](#)
[Lytle Tax Sharing Resolution](#)

TAB 5 [16-063](#)

Request City Council to **1)** Award a Construction Contract to Hillcrest Contracting, General Engineering Contractors, in the amount of \$5,484,922.80, **2)** Approve an Eighth Amendment to the Professional Services Agreement with Albert A. Webb Associates in the amount of \$21,300.00 for total contract authorization of \$670,795.00, **3)** Authorize a Purchase Order with Willdan Engineering in the amount of \$234,890.00 for Construction Administration and Support Services for the Ayala Drive Widening Project, City Project No. 090804, and **4)** Authorize the City Administrator to execute contract change orders up to a cumulative amount of \$150,000.

(ACTION)

Attachments: [Power Point Presentation](#)
[Attachment 1 - Full Bid Summary - Hillcrest](#)
[Attachment 2 - Construction Contract](#)
[Attachment 3 - DBE Evaluation - Hillcrest](#)
[Attachment 4 - 8th Amendment to PSA 01-28-16](#)
[Attachment 4 - 8th Amendment to PSA 01-28-16](#)
[Attachment 4A - 8th Amendment to PSA Exhibit A and B](#)
[Attachment 5 - Construction Management and Inspection Services Proposal - Willdan](#)
[Attachment 6 - Funding Exhibit](#)

TAB 6 [16-094](#)

Request City Council to Approve a Professional Services Agreement with Alta Planning + Design for the City of Rialto, Active Transportation Program, Safe Routes to School Program Development and Engineering Services in the Amount of \$1,121,420 and to Approve a Professional Services Agreement with M.H.M & Associates for Program Management and Sustainability Consulting Services in the Amount of \$250,000.

(ACTION)

Attachments: [--SRTS Presentation Final](#)
[Attachment 1 - RFP and Addendum](#)
[Attachment 2 - Alta Proposal](#)
[Attachment 3 - PSA with Alta](#)
[ALTA PSA Exhibit C-1](#)
[ALTA PSA Exhibit D - Schedule of Performance](#)
[Attachment 4 - MHM FULL PROPOSAL](#)
[Attachment 5 - PSA with MHM](#)
[MHM PSA Exhibit C-1](#)

TAB 7 [16-103](#)

Request City Council to Approve Issuance of a Purchase Order for A H. D. Industries Pro-Patch TCM-425-100 DHE from Haaker Equipment Company in the amount of \$173,629.44, Piggybacking Under the National Joint Powers Alliance contract No. 113012-RFP with the County of Riverside.

(ACTION)

Attachments: [Attachment 1 - Contract Summary- Falcon Asphalt Repair Landscape](#)
[Attachment 2 - proposal](#)

TAB 8 [16-107](#)

Request City Council to Authorize staff to issue a Notice to Proceed to Siemens for Phase II of the Street Light Acquisition Project.

(ACTION)

Attachments: [Attachment 1 - Siemens Proposal](#)
[Attachment 2 - Evaluation Scores](#)
[Attachment 3 - Proforma Evaluation](#)
[Attachment 4 - Letter of Intent - Siemens EXECUTED Presentation](#)

TAB 9 [16-108](#)

Request City Council to receive and file a status update on the Concession Agreement Water and Wastewater Capital Improvement Program; approving staff to return in May 2016 with a status update on the Concession Agreement Water and Wastewater Capital Improvement Program for the next three months.

(ACTION)

Attachments: [CIP Performance Power Point 02-23-16](#)

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY ADMINISTRATOR:

ADJOURNMENT