

City of Rialto

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



Regular Meeting

Tuesday, October 8, 2019

5:00 PM

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

City Council

*Mayor Deborah Robertson
Mayor Pro Tem Ed Scott
Council Member Joe Baca Jr.
Council Member Rafael Trujillo
Council Member Andy Carrizales
Barbara A. McGee City Clerk
Edward Carrillo City Treasurer
Fred Galante City Attorney
Rod Foster 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. 1625**Next Resolution No. 7567****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 [CC-19-977](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to paragraph (2) of subdivision
(d) of Section 54956.9.
Number of cases: One case

- 2 [CC-19-976](#) Conference with Labor Negotiator regarding the following recognized
employee organization pursuant to Government Code Section 54957.4:
Agency designated representatives:
 Fred Galante, City Attorney
 Rod Foster, City Administrator
 Angela McCray, Director of Human Resources and Risk
 Management
 Jessica Brown, Director of Finance
Employee organizations:
 CGMA Bargaining Unit
 RMMA Bargaining Unit
 RCEA Bargaining Unit
 RPBA Mgmt. Bargaining Unit
 RPBA General Bargaining Unit
 RFMA Bargaining Unit
 Rialto Firefighters Local 3688

6:00 p.m.

Called to Order By:

ROLL CALL

PLEDGE OF ALLEGIANCE- Council Member Joe Baca Jr.

INVOCATION - Pastor Mark Baur - 1st Baptist Church of Rialto

City Attorney's Report on Closed Session

PRESENTATIONS AND PROCLAMATIONS

- 1 [CC-19-982](#) Proclamation - 2019 Fire Prevention Week and Open House - Mayor Deborah 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

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

B. APPROVAL OF WARRANT RESOLUTIONS

- B.1 [CC-19-971](#) Warrant Resolution No. 13 (09/26/2019)
- B.2 [CC-19-984](#) Warrant Resolution No. 14 (10/03/2019)

C. APPROVAL OF MINUTES

- C.1 [CC-19-970](#) Regular City Council Meeting - September 10, 2019
- C.2 [CC-19-987](#) Regular City Council Meeting - September 24, 2019

D. CLAIMS AGAINST THE CITY

- D.1** [CC-19-980](#) Luis Araiza - personal injury
- D.2** [CC-19-979](#) AAA/Frank Ayala - property damage
- D.3** [CC-19-985](#) Paula M. Esquivel - property damage

E. SET PUBLIC HEARING

- E.1** [CC-19-983](#) Request City Council to Set a Public Hearing for October 22, 2019 to Consider Adoption of an Ordinance Implementing Regulations on Sidewalk Vendors

F. MISCELLANEOUS

- F.1** [CC-19-932](#) Request City Council to Approve an Increase of \$15,000 to the Annual Purchase Order with Code 4 Investigations Services (Thomas E. Gibby) for police employee background services through June 2020.
- F.2** [CC-19-960](#) Request City Council to Adopt **Resolution No. 7564**, Adopting the Fiscal Year 2019/2020 - 2023/2024 Measure I - Five-Year Capital Improvement Plan and Expenditure Strategy.
- F.3** [CC-19-812](#) Request City Council to 1) Approve Recommendations for a City of Rialto Americans with Disabilities Act Transition Plan Covering Six (6) Rialto City Parks, and 2) Authorize the City's Design Consultant, IDS Consulting, to Begin Phase II Final Design Activities for the Six (6) City Parks, City Project No. 170301.
- F.4** [CC-19-842](#) Request City Council to Adopt **Resolution No. 7565** Approving Parcel Map 19981, a Request to Consolidate Six Parcels of Land into One Parcel of Land totaling 7.55 Acres, Located at the Northwest Corner of Base Line Road and Tamarind Avenue.

- F.5 [CC-19-967](#) Request City Council consider Adoption of **Resolution No. 7566** denying (1) **General Plan Amendment No. 2019-0001**, which is a request to change the general plan land use designation of approximately 8.74 net acres of land to Residential 12, (2) **Zone Change No. 2019-0001**, which is a request to change the zoning designation of said 8.74 net acres of land to Multi-Family Residential (R-3), and (3) **Tentative Tract Map No. 2019-0001 (TTM 20237)**, which is a request to subdivide said 8.74 net acres of land into sixty (60) single-family lots and twelve (12) common lots. The project site consists of 3 parcels of land located on the east side of Acacia Avenue approximately 775 feet north of Randall Avenue (APNs: 0131-131-13, -14, & -23).

TAB NEW BUSINESS

- TAB1** [CC-19-975](#) Request City Council to Approve and Amend the existing Professional Services Agreement with Harvey M. Rose Associates, LLC in an additive amount Not-To-Exceed \$231,280 to complete additional work and 1) Conduct an Assessment of the City's Development Services, Building and Safety, Business Licensing, Planning, Code Enforcement, and Economic Development Functions and 2) Conduct a Comprehensive Audit of the Contracts of Sale and All Related Agreements between the City of Rialto/Successor Agency/San Bernardino International Airport Authority and Lewis-Hillwood Rialto LLC.
(ACTION)
- TAB2** [CC-19-968](#) Request City Council to 1) Approve Contract Change Orders with Pacific Hydrotech Corporation in the amount of \$142,505.02 for Fire Station 205 Phase 1 Improvements Project, City Project No. 170203; and 2) to Authorize the City Administrator to Grant Easements and Accept Grants of Easements for utility purposes on this project on behalf of the City of Rialto.
(ACTION)
- TAB3** [CC-19-986](#) Adopt Urgency Ordinance No. 1624, entitled, "AN URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, ESTABLISHING A TEMPORARY 45-DAY MORATORIUM ON THE ESTABLISHMENT, EXPANSION, OR MODIFICATION OF TRUCK TERMINALS, TRUCK/CONTAINER STORAGE YARDS, AND TRUCK/CONTAINER PARKING AND RELATED USES IN THE CITY OF RIALTO," reading the ordinance by title only and waving further reading thereof.
(ACTION)

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY ADMINISTRATOR:

ADJOURNMENT