

City of Rialto

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



Regular Meeting

Tuesday, January 28, 2020

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 Manager*

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.1634

Next Resolution No. 7594

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 [20-0118](#) 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) Penaloza v. City of Rialto, et al. (United States District Court, Central District of California, Case No. 5:19-cv-01642)
- 2 [20-0119](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
 Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9.
 Number of cases: One case
- 3 [20-0120](#) CONFERENCE WITH REAL PROPERTY NEGOTIATOR. The City Council will confer with its real property negotiator concerning the following properties pursuant to Government Code Section 54956.8:

 (a) Property: APN# 1119-241-01 and 02 (Southwest corner of Alder Ave., and Sierra Lakes Pkwy.,)

 Negotiators: Mathew Schneider, Community Development Services Director
 Mainor Bojorquez, on behalf of Fontana Truck Stop Center

 Under negotiation: Price and terms of potential sale

6:30 p.m.

Called to Order By:

ROLL CALL

PLEDGE OF ALLEGIANCE - Council Member Baca Jr.

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

City Attorney's Report on Closed Session

PRESENTATIONS AND PROCLAMATIONS

- 1 [20-0112](#) Certificate of Recognition to Caroline Verduzco - Council Member Rafael Trujillo
- 2 [20-0097](#) Presentation - Fire Chief Sean Grayson

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 [20-0100](#) Warrant Resolution No. 27 (01/16/2020)
- B.2 [20-0106](#) Warrant Resolution No. 28 (01/23/2020)

C. APPROVAL OF MINUTES

- C.1 [20-0107](#) Regular City Council Meeting - January 14, 2020

D. CLAIMS AGAINST THE CITY

- D.1 [20-0108](#) Mary Ann Smith - vehicle damage
- D.2 [20-0110](#) Jonathan Aguirre-Salazar - discrimination
- D.3 [20-0111](#) Allstate R.Alvarado - vehicle damage
- D.4 [20-0122](#) Marquisa L. Smith - mental/physical damages
- D.5 [20-0123](#) Stephanie Lynn Washington - vehicle damage

E. SET PUBLIC HEARING

- E.1 [20-0047](#) Request City Council to Set a Public Hearing for March 10, 2020, to Consider the Placement of Liens for Delinquent Refuse Collection Accounts for the 3rd Quarter of the 2019 Calendar Year.

F. MISCELLANEOUS

- F.1 [20-0078](#) Request City Council to Approve an Increase to the Annual Purchase Order No. 2020-0131 with Galls, LLC for Fiscal Year 2019/20, in the Amount of \$15,000 for Uniforms and Safety Equipment Through June 2020 for a Total Purchase Order Amount of \$30,000.
- F.2 [20-0079](#) Request City Council to Approve an Increase to the Annual Purchase Order with Bio-Tox Laboratories for Fiscal Year 2019/20 for Testing Expenditures Through June 2020 for a total cost of \$35,000.
- F.3 [20-0080](#) Request City Council to Approve an Increase to the Annual Purchase Order No. 2020-0244 with Pristine Uniforms, LLC for Fiscal Year 2019/20, in the Amount of \$25,000 for Uniforms and Safety Equipment Through June 2020 for a total Purchase Order Amount of \$40,000.
- F.4 [20-0044](#) Request City Council/Rialto Utility Authority Approve Implementation of Changes Necessary to Comply with California Senate Bill 998, Entitled Discontinuation of Residential Water Service: Urban and Community Water Systems, Including the Repeal of Resolution No. 5074 and the Adoption of **Resolution No. 7591** and **RUA Resolution No. 01-20** in Compliance with Senate Bill 998.
- F.5 [20-0062](#) Request City Council to Adopt **Resolution No. 7592** Approving Parcel Map 19942, a Request to Consolidate Three (3) Parcels of Land into One (1) Parcel of Land to Facilitate the Development of a 188,712 square foot Industrial Warehouse Distribution Facility Located at the Southwest Corner of Alder Avenue and Walnut Avenue.

- F.6 [20-0114](#) Request City Council to Authorize the City Manager to send a letter to the California Senate and Senator Connie M. Leyva Opposing Senate Bill 50 (SB 50) relating to Housing Development Incentives.
- F.7 [CC-19-1027](#) Request City Council to Amend the list of City Staff Members authorized to Invest Public Monies in the Local Agency Investment Fund and that the City Council adopt **Resolution No. 7593** entitled "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIALTO RESCINDING RESOLUTION NO. 2887 AND AUTHORIZING INVESTMENT OF PUBLIC MONIES IN THE LOCAL AGENCY INVESTMENT FUND" and Board of Directors of the Rialto Utility Authority Adopt **Resolution No. 02-20** "A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE RIALTO UTILITY AUTHORITY OF RIALTO, CALIFORNIA RESCINDING RESOLUTION NO. 2-01 AND AUTHORIZING INVESTMENTS OF MONIES IN THE LOCAL AGENCY INVESTMENT FUND"
- F.8 [20-0104](#) Request City Council to Adopt by Second Reading **Ordinance No. 1630** entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, DELETE IN ITS ENTIRETY TITLE 15, CHAPTER 15.28, OF THE RIALTO MUNICIPAL CODE TO ADOPT A NEW TITLE 15, CHAPTER 15.28 AND ADOPT BY REFERENCE AND AMEND THE 2019 EDITION OF THE CALIFORNIA FIRE CODE, FEES AND PENALTIES, THE CALIFORNIA CODE OF REGULATIONS, TITLE 19 AND 24, AND OTHER RELATED CODES" reading by title only and waiving further reading thereof.
- F.9 [20-0098](#) Request City Council to Adopt by Second Reading of **Ordinance No. 1632** entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING SECTION 17.20.070 OF THE RIALTO MUNICIPAL CODE RELATED TO THE AUTHORITY TO RELEASE SUBDIVISION IMPROVEMENT SECURITIES," reading by title only and waiving further reading thereof.
- F.10 [20-0099](#) Request City Council to Adopt by Second Reading **Ordinance No. 1633** entitled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, ADDING SECTIONS TO CHAPTER 18.66 (CONDITIONAL DEVELOPMENT PERMITS) AND AMENDING SECTION 18.38.020 OF THE RIALTO MUNICIPAL CODE TO REQUIRE THE APPROVAL OF A CONDITIONAL DEVELOPMENT PERMIT FOR THE DEVELOPMENT, EXPANSION, OR MODIFICATION OF STORAGE WAREHOUSES, DISTRIBUTION CENTERS, AND SIMILAR USES IN ALL INDUSTRIAL ZONES WITHIN THE CITY OF RIALTO," reading by title only and waiving further reading thereof.

TAB NEW BUSINESS

- TAB1** [20-0010](#) Request City Council to Approve the Implementation of a Turnkey Bike Share System, Authorize the Release for Proposal for Implementation and Soliciting Bike Share Companies, and Authorize the First Amendment with Alta Planning + Design in the amount of \$81,235 for the Implementation of the Bike Share Program in Rialto.
(ACTION)

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY MANAGER:

ADJOURNMENT