

# City of Rialto



## Regular Meeting

**Tuesday, July 13, 2021**

**CLOSED SESSION TIME: 5:00 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 Ed Scott*

*Council Member Rafael Trujillo*

*Council Member Andy Carrizales*

*Council Member Karla Perez*

*Barbara A. McGee City Clerk*

*Edward Carrillo City Treasurer*

*Eric Vail City Attorney*

*Marcus Fuller City Manager*

*IN RESPONSE TO THE COVID-19 EMERGENCY, AND IN COMPLIANCE WITH SOCIAL DISTANCING PROTOCOLS REQUIRED BY GOVERNOR NEWSOM'S EXECUTIVE ORDER N-29-20 AND THE STATE DEPARTMENT OF PUBLIC HEALTH, THE CITY COUNCIL CHAMBERS WILL BE OPEN TO THE PUBLIC WITH LIMITED SEATING INSIDE THE COUNCIL CHAMBERS. THE PUBLIC WILL HAVE AN OPPORTUNITY TO SPEAK ON ANY ITEM USING THE PODIUM INSIDE COUNCIL CHAMBERS.*

*MEMBERS OF THE PUBLIC ARE PROVIDED OPPORTUNITIES FOR PUBLIC COMMENT BY SUBMITTING WRITTEN COMMENT TO CITYCLERK@RIALTOCA.GOV OR PROVIDE ORAL COMMENTS VIA ZOOM (5 MINUTE LIMIT). Attend the Meeting via Zoom Webinar: <https://zoom.us/j/94152325262>. YOU MUST SIGN UP BY 6:30PM THE NIGHT OF THE MEETING, GO TO <https://www.yourrialto.com/635/VIRTUAL-CITY-COUNCIL-MEETINGS>*

*TO VIEW ONLY*

*Watch live streaming video of the Meeting at <https://www.yourrialto.com/183/Rialto-Network>*

*Council Meetings are broadcast live on the City's television station, Rialto Network. Spectrum Channel 3 and AT&T Channel 99.*

*Attend the Meeting via Zoom <https://zoom.us/j/94152325262>. You do not have to speak.*

*LISTEN ONLY*

*Call into the Live Meeting: (669) 900-9128 Webinar ID: 941 5232 5262*

*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 Fridays, and on the City's website at [www.yourrialto.com](http://www.yourrialto.com) 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. 1700      Next Resolution No. 7748****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      [21-0412](#)      **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
Pursuant to Government Code section 54956.8  
Property: : 1432 S. Riverside Avenue, Rialto, CA 92376  
Agency Negotiator: City Manager Marcus Fuller; City Attorney Eric Vail.  
Negotiating Parties: NewMark Merrill Companies, LLC; City of Rialto  
Under Negotiation: Price and Terms of Sale
  
- 2      [21-0413](#)      **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**  
Pursuant to Government Code section 54956.8  
Property: 261 S. Palm Avenue  
Agency Negotiator: City Manager Marcus Fuller; City Attorney Eric Vail.  
Negotiating Parties: The Forum Blues Cafes (Terrance Harper); City of Rialto  
Under Negotiation: Terms of Lease
  
- 3      [21-0414](#)      **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
Significant exposure to litigation Pursuant to Government Code section 54956.9(d)(2)  
Number of matters: three (3)
  
- 4      [21-0415](#)      **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**  
Pursuant to Government Code section 54956.9(d)(1)  
Name of Case: Cynthia Balderas v. City of Rialto, CIV SB 2105830
  
- 5      [21-0416](#)      **CONFERENCE WITH LABOR NEGOTIATORS**  
Pursuant to Government Code section 54957.6  
Agency Designated Representatives: City Manager Marcus Fuller  
Employee Organizations:
  - City Government Management Association
  - Rialto Fire Management Association
  - Rialto Mid-Management & Confidential Employee's Association
  - Rialto Policy Benefit Association - Management
  - Rialto City Employee's Association
  - Rialto Police Benefit Association - General
  - Rialto Professional Firefighters of California - Local 3688
  - Executive Management Team
  - Management Unrepresented Employees
  - Unrepresented Employees

**6:30 p.m.**

**Called to Order By:**

## ROLL CALL

**PLEDGE OF ALLEGIANCE - Council Member Karla Perez**

**INVOCATION - Pastor Harry Bratton - Greater Faith Grace Bible Church**

## City Attorney's Report on Closed Session

## PRESENTATIONS AND PROCLAMATIONS

- |   |                         |  |
|---|-------------------------|--|
| 1 | <a href="#">21-0420</a> | Introduction of New Employee by City Manager Marcus Fuller<br>City Engineer - David Hammer |
| 2 | <a href="#">21-0371</a> | Certificate of Recognition to Azyah Rice for Wrestling Championship -<br>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>B.1</b> | <a href="#"><u>21-0400</u></a> | Warrant Resolution No.50 (06/24/2021) |
| <b>B.2</b> | <a href="#"><u>21-0401</u></a> | Warrant Resolution No.51 (07/01/2021) |
| <b>B.3</b> | <a href="#"><u>21-0431</u></a> | Warrant Resolution No.52 (07/08/2021) |

**C. APPROVAL OF MINUTES**

- C.1 [21-0402](#) Regular City Council Meeting - June 8, 2021
- C.2 [21-0404](#) Regular City Council Meeting - June 22, 2021

**D. CLAIMS AGAINST THE CTIY**

- D.1 [21-0421](#) Adrian Jones - Vehicle Damage

**E. MISCELLANEOUS**

- E.1 [21-0406](#) Request City Council to Cancel the Regular City Council Meeting Dates of August 24, November 23 and December 28, 2021.
- E.2 [21-0342](#) Request City Council to Approve the Annual Renewal of Nixle 360 Platform in the Amount of \$24,602 from Everbridge Inc. for a Community Information Notification System for FY 2021/2022 and Authorize the City Manager to Approve an Annual Purchase Order for this Vendor for Community Information System Services for Three Years Through FY 2024/2025.
- E.3 [21-0426](#) Request City Council 1) Approve an Inter-Agency Instructional Services Agreement with the San Bernardino Community College District for Training and Instructional Services for a period of Three Years through June 30, 2024 and 2) Authorize the City Manager to Execute the Agreement.
- E.4 [21-0397](#) Request City Council/Rialto Utility Authority Board Authorize Submission of Letters of Intent Applications for the Water Infrastructure Finance Innovation Act Program for the Following Projects: Lake Rialto, Rialto Microgrid, Advanced Metering Infrastructure (AMI) and Security for Utility Sites.
- E.5 [21-0398](#) Request City Council to Approve an Increase to the Annual Purchase Order (PO) No. 2021-0245 for an Additional Amount of \$10,000 for Ride on Powersports, Inc. for Fiscal Year 2020/21 for Police Motorcycle Services Through June 2021 for a Total Purchase Order (PO) Amount of \$25,000.
- E.6 [21-0433](#) Request City Council approve a Supplement Agreement with the City Government Management Association (CGMA) to specifically account for the cost sharing formula for any PEPRA employees of CGMA.

**TAB NEW BUSINESS**

- TAB1**    [21-0405](#)       Request City Council to 1) Review and Discuss the Draft Fiscal Year 2021-2022 Budget; and 2) Set a Public Hearing for July 27, 2021 to Consider the Approval and Adoption of the Fiscal Year 2021-2022 Budget.  
**(ACTION)**
- TAB2**    [21-0360](#)       Request City Council to Provide Direction on Annual Special Assessments and Consider Adoption of: (1) **Resolution No. 7738**, **Resolution No. 7739**, and **Resolution No. 7740** Related to Street Light Maintenance District No.1; (2) **Resolution No. 7741**, **Resolution No. 7742**, and **Resolution No. 7743** for Landscape Maintenance District No. 1 and Landscaping and Lighting Maintenance District No. 2 and; (3) **Resolution No. 7744**, **Resolution No. 7745** , and **Resolution No. 7746**. Setting a Public Hearing for July 27, 2021, to Consider the Levy and Collection of Assessments Therein.  
**(ACTION)**
- TAB3**    [21-0399](#)       Request City Council Adopt **Resolution No. 7747** Approving the Municipal Solid Waste Collection, Recycling and Disposal Service Rates for Fiscal Year 2021/2022, Effective July 1, 2021.  
**(ACTION)**
- TAB4**    [21-0407](#)       Request City Council to Approve the Second Amendment to the Professional Services Agreement Between the City of Rialto and Bureau Veritas North America, Inc., for Building Official Services for an Additional \$60,000; for a Revised Not-To-Exceed Compensation Total under the Amended Agreement of \$310,000.  
**(ACTION)**
- TAB5**    [21-0409](#)       Request City Council to Discuss the “Plan to House Our Rialto: 2021-2029 Housing Element Update” Presentation.  
**(ACTION)**
- TAB6**    [21-0248](#)       Request City Council/Rialto Utility Authority Board Approve the Professional Services Agreement with Soto Resources to Provide a Funding Research and Strategy Report for the Lake Rialto Project and As-Needed Grant Writing Assistance for Rialto Utility Authority and Utilities Division in an Amount Not to Exceed \$50,250.  
**(ACTION)**

- TAB7**   [21-0368](#)   Request City Council/Rialto Utility Authority Board Approve the First Amendment to the Final Construction Work Authorization for the Rialto Microgrid Project - Phase 2 to Include Expenditures in the Total Amount of \$185,751.86 for the Self Generation Incentive Program Application Deposits of \$83,792.50 for Energy Generation and \$101,959.36 for Energy Storage.  
**(ACTION)**
- TAB8**   [21-0423](#)   Request City Council to Approve Renewal of Professional Consulting Agreement for Legislative Advocacy Services with David Turch and Associates in an Amount Not to exceed \$78,000 per year (\$156,000 total) for a Two-Year Term Commencing on July 1, 2021 and ending on June 30, 2023.  
**(ACTION)**
- TAB9**   [21-0365](#)   Request City Council Approve a Multi-Year Services Contract with and the Issuance of Annual Purchase Orders to Daniel's Tire Service for Goodyear Branded Tires in the Not-to-Exceed Amount of \$55,000; and Approve a Multi-Year Services Contract with and the Issuance of Annual Purchase Orders to Parkhouse Tires, Inc. for Firestone Branded Tires in the Not-to-Exceed Amount of \$45,000 for City Fleet Vehicles, Police Department Vehicles and Fire Department Apparatus Tires, Related Products, and Related Roadside Services for Fiscal Years 2021-2022 through 2025-2026.  
**(ACTION)**
- TAB10**   [21-0418](#)   Request City Council to Authorize the Submission of Grant Applications to the San Bernardino County Transportation Authority for the Transportation Development Act (TDA) Article 3 Funds.  
**(ACTION)**
- TAB11**   [21-0432](#)   Request City Council to Approve and Authorize Annual Purchase Orders and Services Contracts for Various Materials, Supplies and Services for a "Not-to-Exceed" Total Amount for Fiscal Year 2021-22 as detailed herein.  
**(ACTION)**
- TAB12**   [21-0427](#)   Request City Council to Authorize the City Manager to enter into Professional Services Agreements with Executive Recruiting Firms for a Not-to-Exceed amount of \$150,000.  
**(ACTION)**
- TAB13**   [21-0430](#)   Request City Council to Authorize the City Manager to Approve Professional Services Agreements to provide On-Call Professional Planning Services and Temporary Staffing in the Community Development Department in a Cumulative Amount Not to Exceed \$200,000.  
**(ACTION)**



**TAB14** [21-0308](#) Request City Council to Award a Services Agreement to ABM Industry Groups, LLC in the Amount of \$526,035 for Janitorial Services in Fiscal Year 2021/2022.

**(ACTION)**

**TAB15** [21-0419](#) Request City Council to Receive an Update on, Confirm the Continued Existence of, and Provide any Further Direction in Relation to the Local Emergency Throughout the City of Rialto in Response to the COVID-19 Outbreak.

**(ACTION)**

## **REPORTS**

**MAYOR:**

**COUNCIL MEMBERS:**

**CITY ATTORNEY:**

**CITY MANAGER:**

## **ADJOURNMENT**