

City of Rialto



Regular Meeting

Tuesday, July 27, 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

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 Fridays, 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.1661 Next Resolution No. 7764

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 [21-0478](#) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code section 54956.8
Property: 241 S Palm Ave, Rialto
Agency Negotiator: City Manager Marcus Fuller; City Attorney Eric Vail.
Negotiating Parties: Silva Family Trust
Under Negotiation: Implementation of Purchase and Sale Agreement
- 2 [21-0480](#) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code section 54956.8
Property: 128 N. Willow, Rialto APN: 013019111
Agency Negotiator: City Manager Marcus Fuller; City Attorney Eric Vail.
Negotiating Parties: McLaughlin Development Partners, LLC; City of Rialto
Under Negotiation: Price and Terms of Sale
- 3 [21-0481](#) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code section 54956.8
Property: 1467, 1475, 1487 Linden Way, Rialto APN: 026421107 and
026421124
Agency Negotiator: City Manager Marcus Fuller; City Attorney Eric Vail.
Negotiating Parties: Joe Yancey and City of Rialto
Under Negotiation: Price and Terms of Sale of Fixtures
- 4 [21-0482](#) **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED
LITIGATION**
Significant exposure to litigation Pursuant to Government Code section
54956.9(d)(2)
Number of matters: three (3)

5 [21-0483](#)**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 Rafael Trujillo

INVOCATION

City Attorney's Report on Closed Session

PRESENTATIONS AND PROCLAMATIONS

- | | | |
|---|-------------------------|---|
| 1 | 21-0464 | Laura K. Ruiz - Special Recognition - Councilmember Rafael Trujillo |
| 2 | 21-0371 | Certificate of Recognition to the Inland Elite Wrestling Club & Members - Mayor Robertson |
| 3 | 21-0492 | Certificate of Recognition to Eisenhower Alumni "IKE MOB" Legends - 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 | 21-0461 | Warrant Resolution No.2 (7/15/2021) |
| B.2 | 21-0462 | Warrant Resolution No.3 (7/22/2021) |
| B.3 | 21-0487 | Warrant Resolution No.3a (7/22/2021) |

C. CLAIMS AGAINST THE CITY

- C.1 [21-0484](#) Jose Garcia - Vehicle Damage
- C.2 [21-0485](#) Melvin John SA Rosales - Damages
- C.3 [21-0486](#) Patricia Hasan - Personal Injury

D. SET PUBLIC HEARING

- D.1 [21-0411](#) Request City Council to Set a Public Hearing for September 14, 2021, to Consider the Placement of Liens for Delinquent Refuse Collection Accounts for the 1st Quarter of the 2021 Calendar Year.

E. MISCELLANEOUS

- E.1 [21-0441](#) Request City Council to Approve an Increase to the Annual Purchase Order (PO) 2021-0131 for an Additional Amount of \$1,000 for Office Depot for Fiscal Year 2020/21 for Office Supplies Through June 2021 for a Total PO Amount of \$16,000.
- E.2 [21-0443](#) Request City Council to Approve a \$5,000 Increase to the Annual Purchase Order with Bio-Tox Laboratories for Fiscal Year 2020/21 for Testing Expenditures Through June 2021 for a total cost of \$40,000.
- E.3 [21-0448](#) Request City Council to Receive and File Treasurer's Monthly Report for the month end of May 2021.
- E.4 [21-0460](#) Request City Council to Authorize a Purchase Order Change Notice to Purchase Order No. 2022-0537 with MuniTemps Municipal Staffing Solutions (MuniTemps) in the Amount of \$35,000 to Provide Temporary Staff Support Services in the Finance Department for a Total Purchase Order Amount of \$50,000 for the Remainder of Fiscal Year 2021-22.
- E.5 [21-0470](#) Request City Council to Adopt **Resolution No.7752** Setting the Fiscal Year 2021/2022 Tax Rate for PERS Retirement Cost at \$0 (zero).

- E.6 [21-0459](#) Request City Council to Adopt the Following Resolutions Setting the Fiscal Year 2021-22 Special Tax Levies for Community Facilities Districts 2006-1, 2016-1, 87-1 and 87-2:
- (1) **Resolution No.7748** of The City Council of the City of Rialto, State of California, Community Facilities District 2006-1 (ELM PARK) Establishing Annual Special Tax for Fiscal Year 2021-22.
- (2) **Resolution No.7749** of The City Council of the City of Rialto, State of California, Community Facilities District 2016-1 (PUBLIC SERVICES) Establishing Annual Special Tax for Fiscal Year 2021-22.
- (3) **Resolution No.7750** of The City Council of the City of Rialto, State of California, Community Facilities District 87-1 (LAS COLINAS) Establishing Annual Special Tax for Fiscal Year 2021-22.
- (4) **Resolution No.7751** of The City Council of the City of Rialto, State of California, Community Facilities District 87-2 (LAS COLINAS) Establishing Annual Special Tax for Fiscal Year 2021-22.
- E.7 [21-0306](#) Request City Council to Adopt **Resolution No.7759** Approving the 2022/2023 through 2026/2027 Measure I Five-Year Capital Project Needs Analysis (CPNA) for the Major Street-Arterial Subprogram.
- E.8 [21-0422](#) Request City Council to Adopt **Resolution No.7760** Accepting the 2020 Report on the Status of All State-Mandated Annual Fire Inspections in the City of Rialto in conjunction with SB1205 (Compliance Report for State-Mandated Annual Fire Inspections) and the California Health and Safety Code Section 13146.4.
- E.9 [21-0471](#) Request City Council to Adopt **Resolution No.7761**, Adopting the Fiscal Year 2021/2022 - 2025/2026 Measure I - Five-Year Capital Improvement Plan and Expenditure Strategy.

TAB PUBLIC HEARING

TAB1 [21-0467](#) Request City Council to Conduct a Public Hearing to Adopt (1) **Resolution No.7756** Approving the Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2021/2022 for Street Light Maintenance District No. 1, (2) **Resolution No.7757** for Landscape Maintenance District No. 1, (3) **Resolution No.7758** for Landscaping and Lighting District No. 2.

(ACTION)

TAB2 [21-0446](#) Request City Council to:

1. Conduct a Public Hearing on the City's Fiscal Year 2021-2022 Proposed Annual Budget.
2. Approve and Adopt the following Resolutions:
 - a. **Resolution No. 7753**, **RHA Resolution No. 002-21**, **RUA Resolution No. 06-21** and **Rialto Redevelopment Successor Agency Resolution No. 02-21** for the City's Fiscal Year 2021-2022 Annual Budget;
 - b. **Resolution No. 7754** Adopting the Fiscal Year 2021-2022 Appropriations Limit (Gann Limit);
 - c. **Resolution No.7755** Adopting the Fiscal Year 2021-2022 Citywide Classification and Compensation Plan;
 - d. **Resolution No. 7763** Amending the 2021-2025 Capital Improvement Program;
3. Receive and File the June 2021 General Fund Five-Year Forecast for fiscal years 2021-22 through 2025-2026.

(ACTION)

NEW BUSINESS

TAB3 [21-0466](#) Request that the City Council Introduce for First Reading **Ordinance No.1660**, Amending Sections 2.12.030, 2.12.040, 2.12.050 and 2.12.060 of the Rialto Municipal Code to Adjust the Salary of the Mayor, City Councilmembers, City Clerk and City Treasurer of the City of Rialto.

(ACTION)

TAB4 [21-0477](#) Request City Council Ratify the City Manager's Approval of a Professional Services Agreement with 4LEAF, Inc., a California Corporation for On-Call Building Plan Check, Inspection and Related Services in the Amount of \$250,000 for Fiscal Year 2021/2022

(ACTION)

- TAB5** [21-0472](#) Request City Council to Approve **Resolution No.7762** Authorizing the Issuance and Delivery of Pension Obligation Bonds to Refund Certain Outstanding Pension Fund Obligations of the City to the CalPERS System, Approving the Form of and Authorizing the Execution and Delivery of a Trust Agreement, Authorizing a Validation Action and Other Related Matters.
(ACTION)
- TAB6** [21-0468](#) Request City Council to Receive the 2021 Annual Firework After Action Report and Consider any Other Measures for Reducing the Significant Adverse Effects of all Fireworks on our Community.
(ACTION)
- TAB7** [21-0476](#) 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