

REGULAR MEETING
of the
CITY OF RIALTO
CITY COUNCIL
City of Rialto, acting as Successor Agency to the
Redevelopment Agency

MINUTES
October 8, 2019

A regular meeting of the City Council of the City of Rialto was held in the City Council Chambers located at 150 South Palm Avenue, Rialto, California 92376, on Tuesday, October 8, 2019.

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This meeting was called by the presiding officer of the Rialto City Council in accordance with the provisions of **Government Code §54956** of the State of California.

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CALL TO ORDER

Mayor Deborah Robertson called the meeting to order at 5:01 p.m.

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The roll was called, and the following were present: Mayor Pro Tem Ed Scott, Council Member Rafael Trujillo and Council Member Joe Baca Jr., and Council Member Andy Carrizales. Also present were City Administrator Rod Foster, Deputy City Attorney Christy Lopez, and City Clerk Barbara McGee. Mayor Deborah Robertson and City Treasurer Edward Carrillo were absent.

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CLOSED SESSION

1. 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

CLOSED SESSION

2. 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

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by 4-0 vote to go into Closed Session at 5:02 p.m.

Mayor Robertson was absent.

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Mayor Robertson arrived at 5:03 p.m.

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City Council returned from Closed Session at 6:07 p.m.

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CALL TO ORDER

Mayor Deborah Robertson called the meeting to order at 6:14 p.m.

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The roll was called, and the following were present: Mayor Deborah Robertson, Mayor Pro Tem Ed Scott, Council Member Joe Baca Jr., Council Member Rafael Trujillo, and Council Member Andy Carrizales. Also present were City Administrator Rod Foster, City Clerk Barbara McGee, Deputy City Attorney Christy Lopez and City Treasurer Edward Carrillo.

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Pledge of Allegiance and Invocation

Council Member Joe Baca Jr. led the pledge of allegiance.

Pastor Mark Baur – 1st Baptist Church of Rialto gave the Invocation.

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**City Attorney's Report on
Closed Session**

Deputy City Attorney Christy Lopez stated that City Council met in Closed Session and discussed the items listed on the Agenda. Mayor Robertson joined at 5:03 p.m.

1. Conference with legal counsel –anticipated litigation, significant exposure to litigation. A report was given, direction was provided and no reportable action was taken.
2. Conference with Labor Negotiator. City Council received a briefing direction was provided and no reportable action was taken.

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**PRESENTATIONS AND
PROCLAMATIONS**

1. Proclamation - Fire Prevention Week and Annual Open House – Mayor Deborah Robertson

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ORAL COMMUNICATIONS

John D. Landers, Rialto resident expressed the need for bicycle routes through the proposed Lytle Creek Development. He also asked if they plan to extend the Pacific Electric Trail further into Rialto.

Regarding homeless, can they be removed from private property if the owner requests it.

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Mayor Robertson stated that they have a whole bike plan and perhaps the Public Works Dept. can work with Mr. Landers to share that but yes there is a plan to go all the way West.

She stated Police Chief Kling will speak with him outside regarding the homeless.

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**City Council to consider removing or
continuing any items on the agenda**

Council Member Carrizales stated that he will be abstaining from TAB 1 due to a conflict of interest with his business at the Renaissance Marketplace.

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City Clerk McGee stated there is an Oral Communication for F.5.

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Council Member Baca Jr. stated that he would like a discussion on F.3.

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CONSENT CALENDAR

A. WAIVE FULL READING OF ORDINANCES

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

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B. APPROVAL OF WARRANT RESOLUTIONS

B.1 Warrant Resolution No. 13 (09/26/2019)

B.2 Warrant Resolution No. 14 (10/03/2019)

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CONSENT CALENDAR

C. APPROVAL OF MINUTES

C.1 Regular City Council Meeting - September 10, 2019

C.2 Regular City Council Meeting - September 24, 2019

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D. CLAIMS AGAINST THE CITY

D.1 Luis Araiza - personal injury

D.2 AAA/Frank Ayala - property damage

D.3 Paula M. Esquivel - property damage

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D. SET PUBLIC HEARING

D.1 Request City Council to Set a Public Hearing for October 22, 2019 to Consider Adoption of an Ordinance Implementing Regulations on Sidewalk Vendors.

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F. MISCELLANEOUS

F.1 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 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 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 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 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).

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CONSENT CALENDAR

CONSENT CALENDAR

F.5 Oral Communications

Assali, Representative for Asian Pacific Inc. who is the applicant on the Allegra residential project which was before the City Council at the last meeting. Concerns were raised by the City Council and the applicant would like the opportunity to work and address those concerns. They had requested that the project be referred back to the Planning Dept. to work with staff to improve on the concerns. They were informed the City would need to reject the application based on the motion made at the last City Council Meeting. In order to work this out, they will go ahead and withdraw the application voluntarily. He hopes City Council takes into consideration the amount of time and money spent on this project. They want to work it and bring a good project to the City. He asked City Council to withdraw the item.

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Mayor Robertson asked City Administrator Foster to provide to them the direction from the City Attorney with the applicant withdrawing to give them an opportunity to look at and consider.

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City Administrator Foster stated yes, they could provide that. Also, if they wish to waive the re-application fees, they can provide that direction.

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Mayor Robertson stated and to see if they can make some of the changes within the application.

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Mayor Pro Tem Scott stated that he would be willing to waive the fees and appreciates they are willing to withdraw and take a re-look at the project.

However, he needs to take exception with an item in their letter regarding EDC. He has been very vocal in the City and on EDC about insuring that housing projects have and provide sufficient police protection. He has never waived off that.

Additionally, as the representative left the building, he made some remarks about the City Council being racist towards Asian companies. I hope he only did that because he was angry when he left, and he finds it very offensive. His wife is an Asian immigrant and he has many Asian friends in the community, both business and residents. While he speaks for himself, there is not a bone in his body that is racist towards Asians or anyone else. He finds it highly offensive when someone makes that kind of charge. He will air publicly and say his wife is Asian, his children are part Asian and he is proud of that.

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Assali, Representative for Asian Pacific Inc. apologized, saying that is not their position and was not aware of that until now. He formally apologized for that and they don't hold that view.

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CONSENT CALENDAR

F.5 Oral Communications

Mayor Pro Tem Scott stated they need to tell that representative that he should think before he goes out the door and making remarks to law enforcement and other officials in this City. It's just inappropriate.

He is here to represent the residents of this community and he is not here to represent Asian Pacific and he is not here to represent any employees. He represents the residents and there were a number of residents that had an issue with that project and its just fair that they try to address that.

He appreciates the letter and an email that he got, saying they had offered to address some of those items, and they fell on deaf ears which tells him they have to do some more work with their own staff. He appreciates them withdrawing the project, brining it back and working with the city. This is a good project for the City, and they want every homeowner in this City to live in a community that they are proud of.

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Mayor Robertson stated that she had heard the concerns as well, and fortunately it wasn't stated in anything in writing anywhere formally with regard to whatever somebody said as they walked out the door. Had they stayed and listened to the comments, this whole region, they are looking at an allocation of what they are expected to do in terms of providing housing in the six county region to the tune of 1.3 million houses. From regional to the State they are still debating the formula. Nonetheless, Rialto has an allocation, so anytime a project comes before them, they want to make sure that they provide the housing stock. They are not sitting there trying not to have housing, but one of the things she didn't hear was the CFD. Maybe the fact that what was said that it would net them a quarter of an officer but the CFD would somehow subsidize and offset a negative. They don't just want to have a project that is neutral. There needs to be and really recognizing that as they bring more residents in, they don't want to make any project they bring in that the existing residents have to subsidize. She appreciates they came forward and pulled it. She would love to personally work with them and staff so they can look at some things. she doesn't try to design from the dais but there are some solutions. If they have to take the action, then the action is final so she appreciates they will withdraw it. Therefore, there will be no action on F.5.

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Motion by Mayor Pro Tem Scott, second by Council Member Carrizales and carried by a 5-0 vote to waive the re-application fees.

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F.3

Council Member Baca Jr. stated for Birdsell Park, recommending in the report a path of travel for ADA Compliance and also one building replacement. He knows there is a snack bar and bathroom. Are they combining the two together? Or will they still have two separate facilities.

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CONSENT CALENDAR

F.3

Sean Grayson, Acting Public Works Director stated the plan would be to design the replacement of both facilities and continue with the pre-fabricated restroom/snack bar facility that would be standardized across the City.

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Council Member Baca Jr. stated that he wanted to make sure they have enough stalls and ADA compliant and if the plan is to demo both. The snack bar is a concern. He knows the County has given them some reprieve but for how long?

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Perry Brents, Community Services Director stated they have been given two years. Currently, they are on the second year asking for an extension because they haven't completed this process. The County has been very lax on this and haven't enforced anything at this point for any of their snack bars.

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Council Member Baca Jr. stated he knows that City Council approved to budget money back in 2017 and there is not enough to do all the parks. He would like to have the design for Birdsall Park be expedited to move the project ASAP so they can become compliant. As they look at the other projects, he knows they don't have the money to do them all. At some point if they do have money to look at grants or other ways to become ADA compliant.

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Mayor Pro Tem Scott stated he wanted to make sure they got it on record that in order to accomplish work in all these parks is between \$8 million and \$9 million. They do not have enough funding to complete that. Where do they intend to get that money from.

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Mr. Grayson stated that is correct, they have \$1.8 million. They plan is once the design work is complete to bring back to City Council completed park projects. Birdsall Park can be completed. Then release for bids of those buildings. Then they would be out for grants and matching funds for the remainder of the projects. There is currently no funding for the projects but once they have the design, basically build ready will be the opportunity to apply for grants.

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Mayor Pro Tem Scott asked what is the plan to secure funding.

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Mr. Grayson stated essentially grants and other matching opportunities.

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CONSENT CALENDAR

F.3

Mayor Pro Tem Scott stated when they say matching it scares him because they have had a lot of matching lately. He will put it on record that he is opposed to using any reserve funds for these parks. Staff is going to have to work hard to secure grant funding that fully carries the burden of these parks. In relation to Birdsall Park they have enough funding to complete the project from start to finish.

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Mr. Grayson stated yes that is correct.

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Mayor Pro Tem Scott stated that they should go ahead and approve that and proceed to that the design and complete the parks as soon as possible. As far as any other funding, he doesn't want there to be any misunderstanding, that he is not supporting the taking of any money from the General Fund Reserve that they need for other things in the City, to complete another \$9 million worth of park work.

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Council Member Baca Jr. stated another thing they can consider is, depending on who the design comes back and end costing out, CDBG can be potential solution. He knows they don't have the money to do them all but back in 2017 they did budget that money for ADA and they used some of that money for Frisbie Park.

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Council Member Trujillo stated that this kind of like a blueprint of how they approach ADA. There are some items they have been talking about here that are not being included in some of the parks. One of them was the discussion of Fergusson Park and he thought they trying to include an inclusive park in their City. He doesn't see in the blueprints a mention of that. He sees they are taking out a playground at Fergusson Park and putting in exercise equipment. He doesn't see a discussion about an inclusive park. Whatever happened to the inclusive park they were interested in. Fontana has moved forward with theirs. Corona has started their community workshops to see how to approach it. He has seen any leadership here. He would at least like to see something in writing that they will be going in that direction. Because there are a lot of Offices that have expressed interest. He met with Congressman Aguilar's Office for the northside park.

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City Administrator Foster stated in regard to inclusive that is a different issue. This is an existing ADA path of travel and things they need to fix within the parks. Inclusivity, he can say he has heard Council Member Trujillo, and in his history, he has built such parks and thinks they are important. It is separate from this action and if they want to look towards inclusivity in their parks, they need to hear from City Council that its something they want them to look at.

CONSENT CALENDAR

F.3

City Administrator Foster stated he appreciates the standpoint and there has been leadership on this. He appreciates hearing there are legislators who have the ability to help fund that, they want to have those conversations quickly with those people. City Council will be the one to lead on that and tell staff to work on that. This is a separate issue and a policy decision regarding inclusivity at parks. There are a variety of issues they will need to talk about.

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Council Member Trujillo stated that he sees in the staff report to change playground equipment to exercise equipment and he thought that was the park they were looking at. If they have that and there is no mention of Andreson Park. Its listed as part of the blueprint but, again there is no indication they are interested in it.

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Mayor Robertson stated she's looking at the report, Birdsall Park and looking at addressing existing buildings. She hears Council Member Trujillo on inclusivity because it deals with those who have limited, they have ADA. Yesterday, another contact of information came to show a park of inclusivity. They can move forward but step back and be holistic about what can they do and get done in what park. There are two existing buildings at Birdsall Park, and they are talking about one. Which existing building are they going to address. She doesn't know if they dealt with infrastructure. Is Birdsall already on sewer system or is that a septic. They park is in an area that once had septic. They need to make sure they are thorough and not just leave it to IDS to design but give some direction to IDS because an A&E firm will design everything and anything. She knows it's one of their older parks, they may need to consolidate the 2 buildings into one. It may then be the space to use to put in an inclusive park versus looking at exercise equipment. They already removed it from the Cactus Trail. People who are walking and biking do not need to stop along the trail and do recreational workouts. She doesn't know if they are fully ready to move this on the consent calendar. They need to hear everybody's concern They probably do need to work on one park at a time and do it comprehensively. Take care of everything they need to do.

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Mayor Pro Tem Scott stated he is in total agreement. He thought they were going through these parks and doing surveys on what needs to be done. Septic systems are one of those items and there are grant funds for that. He agrees with Council Member Trujillo, he was under the assumption that if they moved forward with Birdsall Park as a single project, they would accomplish the ADA and septic system, but also the inclusive side of it. He believes Birdsall has extra room to do that. They do need to start at one park at a time. They are getting themselves into another situation where they are trying to do all this at one time versus taking one park at a time. He understands doing the plan at one time but back up and doing one park at a time in priority.

CONSENT CALENDAR

F.3

Mayor Pro Tem Scott stated he knows Birdsall Park is an old park and needs a lot of work. It should include the inclusive element and they need to look at the septic.

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to approve Item F.3 and to move forward with Birdsall Park, take a look at the septic tank and include an inclusive playground.

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to approve the remainder of the Consent Calendar.

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Council Member Carrizales left the dais.

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TAB 1 – Amendment to Professional Services Agreement with Harvey M. Rose Associates, LLC

City Administrator Foster presented the staff report regarding the approval of Amendment to Professional Services Agreement with Harvey M. Rose Associates, LLC.

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 4-0 vote 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.

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Council Member Carrizales returned to the dais.

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TAB 3 – Urgency Ordinance No. 1624 – Moratorium on the establishment, expansion or modification of truck terminals, truck/container storage yards and truck/container parking

Deputy City Attorney Christy Lopez read the title of the Ordinance
ORDINANCE NO. 1624

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

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TAB 3 – Urgency Ordinance No. 1624 – Moratorium on the establishment, expansion or modification of truck terminals, truck/container storage yards and truck/container parking

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to adopt Urgency Ordinance No. 1624.

The vote was: AYES: Mayor Robertson, Mayor Pro Tem Scott, Council Member Baca Jr., Council Member Trujillo and Council Member Carrizales. NOES: none. ABSENT: none. ABSTAIN: none.

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TAB 2 – Contract Change Orders for Fire Station 205 Phase 1 Improvements Project

Sean Grayson, Acting Public Works Director presented the staff report regarding Contract Change Orders for Fire Station 205 Phase 1 Improvements Project and the acceptance of grants of easements.

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Hector Gonzales, Public Works Dept. read the change orders.

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Mayor Pro Tem Scott asked if they had the list of questions regarding the change orders. They had questions on almost all of them. He is having a hard time because they had a lot of questions. He would have thought somebody would have got back to them with answers to those questions, so they are prepared to vote on the item tonight.

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Mr. Grayson stated they can go over the details of each change order. What can they do to address his questions.

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Mayor Pro Tem Scott stated that he is going to vote no on this.

Change Order No. 1. Explain why it was not on the plans and why it was not caught by the design architect engineer out there.

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Mr. Gonzales stated he knows it was not in the plans, he does not know why it was not in the plans.

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Mayor Pro Tem Scott asked if anyone check to find out after they questioned it.

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Mr. Gonzales stated that he does know that it was identified during construction.

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Mayor Robertson stated that change orders usually come about by something that they determined. Was it taken care of when it was designed. The contractor doesn't usually worry about looking at the security aspects. Was this change order request from the City? And it was originally captured on the initial design?

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TAB 2 – Contract Change Orders for Fire Station 205 Phase 1 Improvements Project

Hector Gonzales, Public Works stated this was not something that was contractor generated but generated by staff when they identified it out in the field.

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Mayor Pro Tem Scott stated did nobody go out into the field prior and identify this?

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Mr. Gonzales stated he doesn't have the answer to that. He does know it was identified when the perimeter wall was being placed and it was noticed that the grade easterly outside of the Fire Station site was going to be higher. 2' to 3' lower than the height of the wall. This was when staff noticed that it would be a security issue, and this was when they made the request for additional grading on the site to bring it down.

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Mayor Robertson stated so that brought another \$20,000 to this project.

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Mayor Pro Tem Scott asked about the issue on the light poles.

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Mr. Gonzales stated the issue on the light poles was that there was a realignment of the lights on site to meet the photometrics requirements for the City. There was additional material for foundation. The plans called out of the lights on site to be at grade. Its standard to have it on site at 30" above grade to protect the lights. So, this change order is for the additional concrete and reinforcement material to put a light 30" above the grade.

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Mayor Pro Tem Scott stated again why was that not caught in plans and plan check if it was their standard. And why was there not a plan for the lighting pattern. How much money did they pay the architect engineer on this project?

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Mr. Grayson stated he would need to get back to them with a number but it was significant.

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Mayor Pro Tem Scott stated he thinks they should be paying this change order. Why do they continue to do this in this City. This is the second parking lot where the lights are messed up and they never learn their lesson. Why is this City Council always held accountable to pay the bill when a mistake is made. Its this was a standard for the City, then why was it not on the plans that way. Why did it not get caught in plan check.

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TAB 2 – Contract Change Orders for Fire Station 205 Phase 1 Improvements Project

Mayor Robertson stated that No. 2 was on the list as a change order and the dollar amount was deleted. What does it mean, not used.

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Mr. Gonzales stated that it started out as a change order and between the contractor and the CM and the project manager there was a conclusion that it was not needed. It was deleted but to keep it for uniform purposes, it was identified as No. 2 not used.

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Mayor Robertson asked about the garden wall. It says, do they need to add a garden wall on top of the retaining wall. The wall footing is larger to accommodate the wind load associated with a 6 foot garden wall. They know they have to deal with wind load. That another \$4,400 factored in.

A bigger ticket item is the tie-ins approved for utility not to exceed \$155,000 and they already knew they had to have a utility. So how do they need an additional change order for utility undergrounding work. It shows it was approved.

Number 8 is manhole covers?

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Mr. Gonzales stated that there was a man hole that was identified in the plans to be adjusted to grade. During construction, it was an older brick manhole that could not be adjusted to meet the grade. The redesign identified to remove the cone top of the manhole and to go with a flat top manhole to meet the grade. The changes are for the removal of the cone and the addition of a flat top manhole cover that is traffic graded.

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Mayor Pro Tem Scott asked if there as survey done on this site prior to the design and construction.

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Mr. Gonzales stated yes, he believes a survey was done.

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Mayor Pro Tem Scott asked if it showed any of this stuff on there.

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Mr. Gonzales stated that it showed the adjustment of the manhole. When adjusting the manhole, there is a minimum clearance they can adjust it to. So, it wasn't capable of being adjusted to that level to meet the grade.

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Mayor Pro Tem Scott asked if there was a bid site walk on this project.

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TAB 2 – Contract Change Orders for Fire Station 205 Phase 1 Improvements Project

Lonny Young, Lockwood Engineering stated there was pre-bid meeting and then all of the contractors were available to go out to the site and take a look. For the manhole cover, because it is a brick manhole, the adjusting the grade requires that all of the brick be removed. There was a liner inside of the manhole done 10-15 year ago. once the contractor excavated around the exterior, it was identified as brick. So, unfortunately that needed to be removed down to that base and instead of a cone, flat lid.

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Mayor Pro Tem Scott asked how many more change orders do they have coming behind this one.

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Mr. Gonzales state they are looking to finalize phase 1 of the project with the change orders they are requesting.

Phase 2, they are going to construction pretty soon. He is not aware of any anticipated change orders.

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Mayor Pro Tem Scott asked if any of the changes made been at the request of the Fire Dept.

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Mr. Gonzales stated that he does not recall but the manhole and the grade were identified by staff.

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Mayor Pro Tem Scott stated but none of the changes have been made at the request of the Fire Dept.

He understands they need to pay the change orders because the work has been done and not the fault of the contractor.

He stated that he would like to have a meeting with the architect engineer and would like to have it with the committee that started since Day 1 on this project. He would like answers to these questions and why this has happened. They hired this guy because he was supposed to be a professional at building a new fire station. One of the things was they didn't want a bunch of change orders on this project. They are a long way from being finished with the project. He doesn't think they made into the building.

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Mr. Grayson stated that there is no staff there.

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Mayor Pro Tem Scott asked if the finished improvements are done inside the building.

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TAB 2 – Contract Change Orders for Fire Station 205 Phase 1 Improvements Project

Mr. Grayson stated the modular is complete with all the utilities hooked up pending the Edison connection. The apparatus storage bay has finished stucco and they are doing the brick work on the easterly side and moving to the front. The interior is complete.

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Mayor Robertson stated it can be sent separately but where are they accumulatively with the project. What they budgeted for and now the additional change orders. Did they create a percentage on this project for anticipate change orders. She knows they generally do not.

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Mr. Grayson stated there was no contingency on the project. The budget was \$3,646,800 was the original approval. The items tonight represent 3.8% of total contingency cost. That does not include the changes required by Edison at \$155,000.

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Mayor Pro Tem Scott stated so there is roughly a 10% in change orders.

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Mayor Robertson asked about the vendor submitting their business license.

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Mr. Gonzales stated it's an increase due to the change orders.

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-1 vote, Mayor Pro Tem Scott voted No 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.

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REPORTS

Mayor and City Council gave their reports.

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Happy Birthday Council Member Baca Jr. !

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ADJOURNMENT

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to adjourn the City Council Meeting at 7:30 p.m.

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MAYOR DEBORAH ROBERTSON

ATTEST:

CITY CLERK BARBARA A. McGEE