

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

MINUTES
July 14, 2020

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, July 14, 2020.

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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 Robertson called the meeting to order at 5:03 p.m.

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The roll was called, and the following were present: Mayor Deborah Robertson, Council Member Joe Baca Jr., Council Member Rafael Trujillo and Council Member Andy Carrizales.

Also present were City Manager Rod Foster, Interim City Attorney Eric Vail, and City Clerk Barbara McGee. Mayor Pro Tem Ed Scott and City Treasurer Edward Carrillo were absent.

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CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code section 54956.9(d)(1)
Six (6) matters:

(1) Three Related Matters

Odila Penaloza & Samantha Goode v. City of Rialto; et al.
USDC Case No. 5:19-cv-01642

Odila Penaloza & Samantha Goode v. City of Rialto; et al.
SBSC Case No. CIVDS1918930

Odila Penaloza & Samantha Goode v. City of Rialto; et al.
Ninth Circuit Case No. 20-55164

CLOSED SESSION

2) Three Related Matters
Adam Fodrey v. City of Rialto; et al.
USDC Case No. 5:18-cv-02434-SJO-SP

Adam Fodrey v. City of Rialto; et al.
Ninth Circuit Case No. 20-55474

People of the State of California v. Adam Fodrey
SBSC Case No. MWV17000657

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Motion by Council Member Carrizales, second by Council Member Trujillo and carried by 4-0 vote to go into Closed Session at 5:07 p.m. Mayor Pro Tem Scott was absent.

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City Council returned from Closed Session at 6:14 p.m.

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CALL TO ORDER

Mayor Deborah Robertson called the meeting to order at 6:31 p.m.

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

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Pledge of Allegiance and Invocation

Council Member Rafael Trujillo led the Pledge of Allegiance.
Pastor Harry Bratton – Greater Faith Grace Bible Church gave the Invocation.

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City Attorney's Report on Closed Session

Eric Vail, Interim City Attorney stated the City Council met in closed Session and discussed the six items listed on the Agenda.

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
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**City Attorney's Report on
Closed Session**

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Interim City Attorney Vail stated the City Council received a briefing from the City Attorney's Office with regard to both of these items. There was no reportable action with regard to the briefing. However, the City Council by 4-0, Mayor Pro Tem Scott absent, motion on each case ordered the transfer of the cases to Burke, Williams & Sorensen, LLP from the law firm Aleshire & Wynder, LLP. With regard to the Fodrey case, there was also a motion to transfer the municipal criminal prosecution to Burke, Williams & Sorensen from Aleshire & Wynder. The City has currently a separate law firm that's handling the appeal in the 9th Circuit case. That's a related case. That item was not transferred. That item has been briefed and we just awaiting decision and argument before the 9th Circuit. That concludes his report.

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**PRESENTATIONS AND
PROCLAMATIONS**

1. Presentation - Council Member Rafael Trujillo
Was pulled from the agenda.
2. Census Update – Lupe Camacho – Partnership Coordinator
3. Resolution of Appreciation – Director of Community Services
Perry Brents – Mayor Deborah Robertson

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ORAL COMMUNICATIONS

City Clerk McGee presented and entered written communication received for the record.

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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. 50 (06/25/2020)
- B.2 Warrant Resolution No. 50a (06/25/2020)
- B.3 Warrant Resolution No. 1 (07/01/2020)
- B.4 Warrant Resolution No. 1a (07/01/2020)

CONSENT CALENDAR

B.5 Warrant Resolution No. 2 (07/09/2020)

B.6 Warrant Resolution No. 2a (07/09/2020)

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C. APPROVAL OF MINUTES

C.1 Regular City Council Meeting – June 23, 2020

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D. MISCELLANEOUS

D.1. Request City Council to Approve the 2020 Investment Policy

D.2 Request City Council to Approve the Purchase of a Scheduling System Software from InTime Services, Inc. for use by the Rialto Police Department in the Amount of \$34,870.

D.3 Request City Council to Adopt **Resolution No. 7638** Accepting the 2019 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.

D.4 Request City Council to Adopt **Resolution No. 7639** Setting the Fiscal Year 2020/2021 Tax Rate for PERS Retirement Cost at \$0 (zero).

D.5 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1640** “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING PORTIONS OF THE ZONING ORDINANCE OF THE RIALTO MUNICIPAL CODE REGARDING MANUFACTURED HOMES”

D.6 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1641** “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING SECTION 18.10.020(J) OF THE RIALTO MUNICIPAL CODE AND ADDING SECTION 18.10.070 TO THE RIALTO MUNICIPAL CODE REGARDING DEVELOPMENT STANDARDS FOR ACCESSORY DWELLING UNITS”

D.7 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1642** “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING PORTIONS OF TITLE 18 OF THE RIALTO MUNICIPAL CODE TO ALLOW “EMERGENCY SHELTERS” AS A PERMITTED BY-RIGHT USE IN THE INDUSTRIAL PARK (I-P) ZONE OF THE GATEWAY SPECIFIC PLAN AND ESTABLISH OPERATION STANDARDS AND DEVELOPMENT CRITERIA FO SAID “EMERGENCY SHELTERS”; AND, LIST “SUPPORTIVE HOUSING” AND “TRANSITIONAL HOUSING” AS A PERMITTED BY-RIGHT USE IN THE AGRICULTURAL (A-1), SINGLE-FAMILY RESIDENTIAL (R-1 A, R-1B, R-1 C, & R-1D), AND PLANNED RESIDENTIAL DEVELOPMENT (PRD-A & PRD-D) ZONES.”

CONSENT CALENDAR

- D. 8 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1643** "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO CALIFORNIA ADDING CHAPTER 18.101 (DENSITY BONUS AND OTHER INCENTIVES) TO THE RIALTO MUNICIPAL CODE."
- D. 9 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1644** "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, ADDING CHAPTER 18.107 TO THE RIALTO MUNICIPAL CODE REGARDING REQUESTS FOR REASONABLE ACCOMMODATION."
- D.10 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1645** "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO AMENDING VARIOUS PROVISIONS OF THE RIALTO MUNICIPAL CODE TO ELIMINATE THE DEVELOPMENT REVIEW COMMITTEE (DRC), DELEGATE ITS AUTHORITY TO APPROVE PRECISE PLANS OF DESIGN TO THE PLANNING COMMISSION AND DIRECTOR OF COMMUNITY DEVELOPMENT AND MAKE CORRESPONDING AMENDMENTS, AND TO REPEAL RESOLUTION NO. 2507."
- D.11 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1646** "AN ORDINANCE OF THE CITY COUNCIL ACTING AS THE RIALTO HOUSING AUTHORITY OF THE CITY OF RIALTO, CALIFORNIA, APPROVING A THIRD AMENDMENT TO THE AFFORDABLE HOUSING, FINANCING, DISPOSITION, AND DEVELOPMENT AGREEMENT FOR A 55-UNIT AFFORDABLE HOUSING PROJECT."
- D.12 Request City Council to Adopt by Second Reading **ORDINANCE NO. 1647** "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, STATE OF CALIFORNIA, ADDING CHAPTER 2.70 "ELECTRONIC AND PAPERLESS FILING OF FAIR POLITICAL PRACTICES CAMPAIGN DISCLOSURE STATEMENTS" OF TITLE 2 "ADMINISTRATION AND PERSONNEL" TO THE RIALTO MUNICIPAL CODE RELATING TO ELECTRONIC AND PAPERLESS FILING OF FAIR POLITICAL PRACTICES COMMISSION CAMPAIGN DISCLOSURE STATEMENTS"
- D.13 Request City Council to Receive an Update on and Confirm the Continued Existence of a Local Emergency Throughout the City of Rialto in Response to the COVID-19 Outbreak.

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Mayor Robertson stated she would like to have Item D.13 pulled for a presentation.

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Council Member Trujillo asked to have a summary on Item D. 7.

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CONSENT CALENDAR

City Manager Foster stated that these Item D.7 were part of the Ordinances that the City Council agreed upon during the housing element. The State is pleased with what has been done. The City was successful in obtaining a grant to assist the next aspect of the housing element. These Ordinances will ensure that the elements are not only in compliance but move forward as the City obtained this compliance from the State.

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Council Member Trujillo asked if these included homeless zones or a specific area.

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City Manager Foster stated he does not believe it is for specific zones, but it is ensuring that we can plan for such uses. We need to be inclusive in that aspect. It may be allowing for it to be in zones where in the past, it did not. It allows the City to be in compliance where the State has moved housing law.

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City Attorney Vail stated it does with regard to emergency shelters as defined by the law allow them as permitted by right within a specific area within the City. They still need to meet all the building requirements. There is no discretionary approval on that case.

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 4-0 vote to approve the remaining portion of the Consent Calendar with a separate discussion on D.13.

Mayor Pro Tem Scott was absent.

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D.13 Update on and Confirm the Continued Existence of Local Emergency in Response to COVID-19 Outbreak

Fire Chief Sean Grayson and Interim Fire Chief Brian Park gave presentation requesting City Council to Receive an Update on and Confirm the Continued Existence of a Local Emergency Throughout the City of Rialto in Response to the COVID-19 Outbreak.

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Mayor Robertson asked about making available a map, clusters, the National Guard's role as back up, the 120 percent increase in COVID-19 cases, Rialto's recovery rate.

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City Manager Foster stated the 118-120 percent increase was since the last conversation with the City Council. The doubling of the number is approximately every 20 days, 545 cases to nearly 1100 approximately.

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D.13

**Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Mayor Robertson stated that is the reason she pulled it off the calendar is that they can talk about what is going on in the community. She wants people to understand the relationship between the Governor and the County and how the City works with the County. She mentioned the testing in Rialto had moved from walk-in back to by-appointment only. The County then announced all testing were stopped due to supplies. What prevents the City securing our own supplies and handling testing? How do we do contact tracing?

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City Manager Foster stated he will defer to the Fire Chief and Interim Fire Chief who serve in the EOC role as the Chief Medical Officer to explain contact tracing.

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Interim Fire Chief Brian Park stated a request has been made to Public Health to obtain specific data on COVID-19 recovery cases in Rialto as opposed to County and heat maps. City staff is working with Public Health to formalize a plan regarding contact tracing to communicate to the City Council on briefings. We are mapping out the framework.

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Mayor Robertson stated she understood that the City would do its own initial contact tracing with City employees when they are determined to be COVID-19 positive. She expressed concerns about the contact tracing efforts, the process and what it means so the community understands because contact tracing is very extensive. And it is not only the first generation of contact. It needs to go beyond that. She does not believe the City has the manpower to do that or has been trained in that.

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Fire Chief Sean Grayson stated contact tracing is a function of the Department of Public Health. Prior to COVID-19, contact tracing was something that has been done for infectious diseases. They usually use their existing staff. COVID-19 has had such a high volume, that they cannot use their existing staff. Contact tracing has not been performed for COVID-19 in this County or most counties because of the lack of staffing. As an employer, the City of Rialto, has an obligation to its employees to do contact tracing not as the Department of Public Health, but as an employer. We are assessing how the employee may have interacted with other people and go by the CDC guidelines. And those employees who may have been exposed would go into quarantined for a period until it could be proven that they did not acquire COVID-19. While the person who tested positive, will stay in isolation for at least 14 days and must retest before returning. The City does not provide the contact tracing that would be related outside of city employment. If someone works in the City of Rialto, but lives outside the city, then that number would show up in their declared residence.

**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
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Fire Chief Grayson stated the contact tracing outside their employment city, would be with the Department of Public Health. Minimal contact has been made with the Department of Public Health on contact tracing, so we would not be able to rely on their contact tracing for City employees because we would be weeks or months behind.

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Mayor Robertson stated that as presented sounds like we are focusing as an employer in our place here and what we should do. We also have to respond to our whole community. She asked how many people in our workforce are quarantined due to positive cases. We need recommendation from staff how are we moving forward.

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Angela McCray, Human Resources Director, stated that the total number of Rialto City employees who have tested positive is 23 and 6 remain isolated. The total number of employees who have been quarantined or suffered an exposure is 69 and 18 remain quarantined. There are 419 active City employees.

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Mayor Robertson posed the question if we stay or change what we are doing. If we continue to have people that test positive and then do contact tracing and it is determined they had contact with a positive case, it takes out 10-11 people that need to be quarantined, it becomes a matter of how do you manage workforce and work flow when you keep having more people on a quarantined basis even though they have not tested positive. It brings up the question of how business will remain open.

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Council Member Trujillo stated the actual number may be higher than presented when not everyone has been tested. He stated there are 587 hospitalizations in this region. He asked how many hospital beds are in the county.

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Fire Chief Sean Grayson stated the testing has a lag time. Currently there is a 7-14 days to get test results. That information goes to the patient. It goes directly to the State and back to the County and shows up on the dashboard. We may see a rise in positivity rates because they are primarily being done in a hospital. The 564 hospital beds referred to that have COVID-19 positive patients and 88 have suspected COVID-19 patients. He stated there are 1,116 surge beds. The County is currently using 6.7 percent of the available capacity of additional beds to use for COVID-19 or other related patients which would include the flu. In that respect, this County is doing remarkable.

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**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Mayor Robertson stated we need to have the conversation about which direction to go. She stated it concerns her that whatever the State and County directs, the City just immediately implements and wants to express that on behalf of the business community. It became a heavy burden for businesses such as hair salons and barber shops to make an investment to come open. The Governor then stopped everything because of the numbers going up. She inquired about the Sheriff's Department's role in business compliance or are we supposed to have a partnership with our local law enforcement to be deputized to help with what the Sheriff's Department is doing. Businesses have right to know that we can give them enough time to scale down since it took them time to scale up because they are vital to our community.

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The Mayor stated we should have that conversation. If there is a decision, we need to make for health and safety but also decide if we can manage and provide to our residents and business communities if we do close ourselves back to appointment only.

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Council Member Baca Jr. asked if we should keep this format and we need to give direction on that. He is concerned about the numbers continuing to spike especially in the 5-18 age range in Rialto. He believes the City is not prepared to open the public pool and gym and asked when the orders for gyms is lifted and asked when City events would remain canceled.

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Fire Chief Sean Grayson stated the order for public pools and gyms is for three to four weeks initially, and the subsequent round that came in on Monday. The City Council agreed to hard cancel all City events through the month of August. The only thing possibly scheduled in September is a socially distance September 11 event between the Fire and Police Departments.

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Council Member Baca Jr. stated he is comfortable with this format. He believed we should continue to keep the pools, gyms and parks closed through end of August then decide how we are going to continue to hold meetings with regard to public comments. Currently, the public can continue to come and comment at meetings and the City Council is given copies of all electronic emails.

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City Manager Foster stated the City would return to e-comment or phone messages to make certain the City is complying with the Brown Act.

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**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Council Member Trujillo expressed concerns about the rise in hospitalizations, positive cases in children and City employees and asked about the providing N95 masks or eye protection for our employees to be able to serve the public instead of the surgical masks. If I am thinking of increasing the level of protection for our employees to that level, why are we resuming business the way we are currently. He is concerned especially because the numbers are not expected to level any time soon. He was thinking of reverting back to the previous format by appointment only and case-by-case basis in serving the public. When the City started opening, I started seeing fewer masks in the public eye, and that was very concerning to him. I want the City to model to the community the seriousness of the pandemic and change the way we operate. I think that is our important role is to show people this is a very serious crisis we are in. Other bodies are still operating on Zoom or virtual platforms to show how serious this pandemic is.

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Council Member Trujillo stated he would like to go back to the virtual platform to demonstrate how serious the pandemic is and model the behavior our community needs to see and would make a motion.

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Mayor Robertson asked about the resources made to the County such as thermometers. I have been told by the County that we are supposed to make the request of what we need. Why are we not able to make the request directly to State OES to get resources? I was told that they are looking to us to make our request through to our County. Have we made a request to the simpler things that could be given out to our citizens and made the proper requisitions?

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City Manager Foster stated we did receive a lot because we were able to purchase our own set. The aspect of purchasing more for the community and if we need to request, we will.

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Fire Chief Grayson stated 90 thermometers were received. As COVID started to ramp up in this County, the City Council declared a local emergency, the normal process is for anything the City would order that they cannot procure themselves through their normal procurement methods, they can request that through the County. If the County cannot fulfill it, they can request it through OES. Because we were not able to purchase N95 masks, gowns and other PPE needed for first responders because the market was not there, they were requested through the County and the State and made access to Federal, State and local County government stockpiles. We were notified that we could continue to participate if necessary, if we were not able to obtain items throughout normal procurement process. There are also opportunities to access County, State and Federal purchasing points.

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Update on and Confirm the Continued
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Response to COVID-19 Outbreak**

Fire Chief Grayson stated those various levels of government have contracts with vendors that have freed up for other places to purchase through. We have not accessed that or requested any items outside of the needs of our employees so we can look into purchase opportunities for those resources if that is the desire of the City Council.

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Mayor Robertson asked where they are being used and why stockpiling. We need to be responsive to our community such as our senior center, farmers market beyond the walls of City Hall.

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Council Member Trujillo stated he reached out to Supervisor Gonzales' Chief of Staff. We focused on CARES discussion such as PPE for senior complexes, anti-body testing, testing for our employees and participants in our programs.

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Mayor Robertson stated our personnel is equipped to administer anti-body testing and test all City employees. For weeks, this matter has only been on the Consent Calendar and had not had an in-depth conversation of what are we doing? How are we being proactive? What resources do we have that we can maybe do something in our own community? In addition to COVID testing, offer antibody testing and find out that our employees are good.

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Fire Chief Grayson stated Interim Fire Chief Park can make that happen. Money and time are what is needed. Both relatively small-resource demands. The cost for tests is reasonable and reflex time is 1-2 weeks to receive them.

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Mayor Robertson stated she would appreciate what can be done and what can be done for the community.

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Fire Chief Grayson stated all the State, County or are done in local urgent cares test for free, bill your insurance, or bill the Federal government through the CARES Act. Finances should not be a concern. Right now, there is limited testing. More openings will take place as early as tomorrow.

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**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Council Member Carrizales stated he receives a lot of calls from the business community regarding closures and openings. It is a big burden for business to open and close and all the planning behind it. As a City, we rely on the State for direction. He agreed with Mayor Robertson that a few days grace period would be helpful. He stated that during city-wide closures, and conducting City Council meetings remotely, the numbers were low compared to the State. We closed, set an example as a City to our residents and colleagues. Let us use technology to continue our business to run our City and be courteous to our staff members. He agreed with Council Member Trujillo to return to the Zoom meetings and set an example. The cases in the City of Rialto and in the county continue to rise and will second Council Member Trujillo's motion.

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Mayor Robertson stated she has no problem going to Zoom. She wanted to know what is going to be done with the other activities and inquired about the food trucks and vendors on the sidewalk and no one is addressing enforcements. What kind of modifications brick and mortar businesses can do to continue to operate? Those issues need to be addressed.

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City Manager Foster stated it will be addressed with Community Compliance. We will work with the City Attorney to make certain how the law has changed and has enabled some of those uses that we don't go eschew of the law. Mr. Foster asked Council Member Trujillo for clarification on his motion.

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Council Member Trujillo restated his motion to provide N95 masks and eye protective gear and resources to City employees and keep our employees safe by scheduling appointments to the public seeking City services to help with crowd control and determine what kind of resources are available to City employees.

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City Manager Foster stated securing the doors is the motion. We are open for business. We are trying our best to meet those needs. He asked for the City Council to choose a date until doors would be shuttered.

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Council Member Trujillo asked how long it would take for the City to get prepared with protective gear. Is there an expectation when numbers would start declining?

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**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Mayor Robertson added to the motion that effective Monday, July 20, City business operates by appointment. Due to the pandemic, our City revenue was impacted. If it is done by appointment, perhaps the City would not lose revenue.

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Council Member Carrizales stated the City Clerk's Office is following all safety guidelines and commended City Clerk McGee on efforts for exhibiting safety and health guidelines and would not want to lose revenue coming through the City Clerk's Office.

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Council Member Trujillo stated he is asking for the N95 masks for employees because the blue surgical masks become less effective when there is a high infection rate. At what point, are we going to protect our employees with N95 masks to have better reliability?

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Fire Chief Grayson stated the CDC guidelines are surgical masks or all cloth coverings. They reached out to Home Depot to accept the challenge to double the amount that Lowe's gave to the City of Ontario.

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Fire Chief Grayson stated they are trying to procure N95 masks and determine where and how it would be used in the workforce.

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Mayor Robertson stated the motion was to go back to Zoom and what the City was doing before. Do we continue with our platform? Do we modify?

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Council Member Trujillo stated it was important to control the flow of people. The City Clerk's Office is the busiest department in the City. He inquired of the City Clerk and asked how the flow has been since reopening.

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City Clerk McGee stated the City Clerk's Office has scaled back and has been working by appointment only. The public must wait outside, and there are temperature checks before entering. Typically, there are one or two people at a time. If there is a family of four, they are all in the office. When one family leaves, the next family is allowed in. We are providing the best service we can provide. The Mayor has provided facemasks for our department to provide the public when they do not have one. Everyone has come in with face coverings and are happy that we are able to service them once again.

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**D.13
Update on and Confirm the Continued
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Response to COVID-19 Outbreak**

City Manager Foster stated the City has worked by appointment and provided information to the public on how to do that. Are we going to go back to the way the door is secured? People will call to make appointments and then brought in. Or are the doors going to be open as well?

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Council Member Carrizales asked if the doors would be monitored?

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City Treasurer Ed Carrillo stated that the City Treasurer's Office installed and followed all safety guidelines and scheduling appointments. There has been an increase in traffic, but it has been managed and does not understand why the City would close. We need to continue to serve the public.

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Council Member Trujillo asked what else we need to do to protect our employees. We want to keep our employees and the public safe.

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Mayor Robertson stated that a lot of investment has been set up to be able to provide service to the community. The 120 percent spike was in community number not employees. Do we provide service or not? She believed the City is still able to serve.

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Council Member Trujillo amended his motion to hold City Council meetings remotely through Zoom. Continue with appointment only service modification.

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City Manager Foster stated that although appointments are made for passports. No appointment necessary for Administration or Community Development. The way we are operating now, our doors are open.

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ORAL COMMUNICATION

Lupe Camacho, Rialto resident, is requesting a format made available on the City website so that residents can register for the Zoom City Council meetings, access, and provide questions on the chat line. She inquired about the CARES Act relief fund and how it was appropriated. She also expressed concerns with systemic racism within the City of Rialto.

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Mayor Robertson stated the action on the CARES Act was taken at the last City Council meeting and how it would be divided and gave staff direction to expedite the application process and application information is on the City website.

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D.13

Update on and Confirm the Continued Existence of Local Emergency in Response to COVID-19 Outbreak

City Manager Foster stated \$300,000 on rent/mortgage assistance; \$300,000 on utility assistance and the remaining \$114,000 on workforce development.

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Mayor Robertson stated she is not in favor of returning to Zoom because of all the problems it brought. It needs to be improved if this is to be the new norm to continue having an interactive government. I do not want people to sit outside more than necessary. We allowed for a certain amount of people to be inside. We either go from nobody inside or people inside that can be a part of government. I will not be voting for Zoom because it caused us and our citizens to be in isolation. We need to be able to interact and engage with our citizens. And we will be dark in October.

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Council Member Baca Jr. stated he would like to make a subsequent motion to continue to remain with the current meeting format and for the City to remain open with safety guidelines. I recommend that parks, gyms and senior center remain closed for safety purposes.

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Mayor Robertson stated she seconds Council Member Baca Jr.'s motion.

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Motion by Council Member Baca Jr., second by Mayor Robertson and with a 2-2 vote continue to remain with the current meeting format and for the City to remain open with safety guidelines. I recommend that parks, gyms and senior center remain closed for safety purposes.

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

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Interim City Attorney stated 2-2 vote failed.

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Motion by Council Member Trujillo, second by Council Member Carrizales with a 2-2 vote to hold City Council meetings remotely through Zoom. Continue with appointment only service modification.

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

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Mayor Robertson stated 2-2 vote failed. The City remains with the status quo unless there is another motion.

0o0

**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

City Manager Foster stated this conversation could be brought up again. Perhaps Mayor Pro Tem Scott will be in attendance. We will remain with City Hall open and this is our format, public microphone at the door.

0o0

Mayor Robertson stated she does not believe that is what the City Council voted on.

0o0

City Manager Foster stated this is the set-up. If the City Council would like to consider changing and allow the public back in, I would ask for you to make a motion. Otherwise, as your Director of Emergency Services, this will be the format.

0o0

Mayor Robertson makes a motion to return to the previous format before this modification which allows a minimum capacity inside City Council Chambers.

0o0

City Manager Foster stated he is coming from a continuity of government. As the Director of Emergency Services, as part of the emergency plan, the continuity of government, in my opinion, trumps the aspect of the public being here. We have the ability to ensure that the public is adequately informed. Within the Brown Act, it is more important to ensure that you all stay safe and that ensures that we have continuity of government. So my recommendation to you is ensuring that this City Council stays safe and we do everything within what the City Attorney can say to us to ensure we work within the Brown Act. We went to other cities. According to the City Clerk and the Fire Chief surveyed, the only cities allowing people in their Council Chambers are the City of Ontario and City of Yucaipa. There is no other local agency that is doing that. The school districts are still meeting remotely. As your Director of Emergency Services absent of three votes to change, this is what you should expect your City Council meeting to look like next time.

0o0

Mayor Robertson stated she still puts the motion on the floor. If there is no second, it dies for no second. As elected officials, we also have to worry about delivery of services to our constituents to the people who elected us to be there to serve them and to be interactive with them. And if you want to worry about protecting ourselves, and they also want to have engagement with us, we have to somehow split it. I appreciate your recommendation. I wasn't called for input. Basically, it was to tell me what you had already done. I accept that, but I will not acquiesce the role of an elected official in this City and represent the citizens of Rialto. As the City Manager, you are supposed to be the Director of Emergency Services on behalf of our City for us. I request, going forward, we be a part of the discussion to have the opportunity to listen to the discussion of these decisions that need to be made.

**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Mayor Robertson stated we are not being a part of that. We are being told. At what point do we start leading rather than being led. The Governor gives orders, the County advises us, but the City still has to be the ones to inform the citizens what the City will be doing.

0o0

Motion by Mayor Robertson, second by Council Member Baca Jr., with a 2-2 vote to return to the previous format before this modification which allows a minimum capacity inside City Council Chambers.

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

0o0

Council Member Trujillo reiterated that the City needs to model the behavior we want to see in our community. This is a very serious matter. We are in the middle of a COVID-19 pandemic crisis. We just went through a period that our community was reopened and saw our numbers spike. This is an important way to model what we want to see in the public and the community. For me, that is part of leadership is to model what others need to follow. The Los Angeles County Department of Public Health has been recommending avoiding large crowds and enclosures. I want to be that role model of how important it is to be safe during the pandemic.

0o0

Mayor Robertson stated she respects Council Member Trujillo's style of leadership. However, she also has the responsibility to do the protective covering. I want to make sure we open government. Council Member Trujillo has the right to be able to stay at home and accommodate him through Zoom. Anybody who feels they don't want to be exposed. That is the other part of what we can do. She asked Council Member Trujillo to make a motion to validate what the City Manager has done.

0o0

Council Member Baca Jr. stated that the item died, it is to continue as is. There is no further action to be taken.

0o0

Mayor Robertson stated that the City Manager modified what was being done prior to today. At the last City Council meeting, the public was spaced out inside the Council Chambers. Either we are validating his decision, which I am not in agreement with. Or we go back to what we had, which is what we were doing. But it was pointed out that it will stay in the current format. That is not part of what was done before the City Manager made the decision.

0o0

Council Member Baca Jr. stated the vote was taken, and it was defeated.

**D.13
Update on and Confirm the Continued
Existence of Local Emergency in
Response to COVID-19 Outbreak**

Mayor Robertson stated that they are back to where they were before. It will be discussed at the July 28 City Council meeting.

0o0

Fire Chief Grayson asked for clarification if the City Council is continuing the local emergency.

0o0

Council Member Baca Jr., stated, yes.

0o0

PUBLIC HEARING

TAB 1

**Wastewater Service Charges on County
Property Tax Roll**

Thomas Crowley, Utilities Manager, presented the staff report requesting City Council Adopt **Resolution No. 7640** Authorizing the Placement of Wastewater Service Charges on the County Property Tax Roll for Delinquent Accounts.

0o0

Mayor Robertson declared the public hearing open. No one came forward to speak.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to close the public hearing.

Mayor Pro Tem Scott was absent.

0o0

Mayor Robertson asked what the time period for the levies is.

0o0

Mr. Crowley stated the period is for the last fiscal year, July 1, 2019-June 30, 2020.

0o0

Mayor Robertson asked if any of these facilities are on septic.

0o0

Mr. Crowley stated yes. The customer service software does not hold data on that scenario. In cooperation with Rialto Water Services and Veolia, a plan to identify customers who are in ready-to-serve or stand-by position to determine an accurate number of those customers who are delinquent.

0o0

Mayor Robertson asked how people are getting utility relief.

0o0

Mr. Crowley stated that under the current Resolution, it is required to charge it.

0o0

PUBLIC HEARING

TAB 1

Wastewater Service Charges on County Property Tax Roll

Mayor Robertson stated nothing has been done to change it since she raised it when a resident brought it up to her. She asked if anything was placed for anybody that was affected by COVID.

0o0

City Manager Foster stated that there is a \$70.00 utility credit per month for three months totaling \$210.00 on the sewer side. The sewer is every account that they have within the city. If they are on a master meter, then the same credit is applied to their Southern California Edison account who live in a multi-family or condominium.

0o0

Mayor Robertson asked if a customer is paying a stand-by fee for sewer can apply for utility relief.

0o0

City Manager Foster stated they certainly can. Further discussion related to stand-by needs to be addressed and determine how we can assist residents connect to the sewer. Look further into grants and ways to incentivize it.

0o0

Mayor Robertson stated a section of the city on the north end on septic has received a grant, but they have not been added in yet. She would like for staff to handle it more aggressively. Perhaps we should have residents call in to let us know who is on stand-by to collect data.

0o0

Mr. Crowley stated that septic systems are being identified based on County and City records and cross referenced with City accounts then proceed with verification process with customer. This is currently taking place now and will have more information in a couple of months.

0o0

City Manager Foster suggested to the City Council that the Item be continue it to the next City Council meeting on July 28 to make certain that we can separate item and meet the Mayor's direction.

0o0

Mr. Crowley stated he will provide the City Council with more clarity at the next Council Meeting on July 28, 2020.

0o0

Motion by Council Member Baca Jr., and second by Mayor Robertson. and carried by a 4-0 vote to continue the public hearing regarding **Resolution No. 7640** Authorizing the Placement of Wastewater Service Charges on the County Property Tax Roll for Delinquent Accounts to the July 28, 2020 City Council meeting.

Mayor Pro Tem Scott was absent.

0o0

TAB 2
Summary on Annexation No. 3,
Resolution 7641 and 7642,
Calling for Special Election

Linda Daniels, Community Development Department, presented the staff report to request City Council to Adopt (1) **Resolution No. 7641** , Authorizing The Annexation Of Territory To Community Facilities District No. 2016-1 (Public Services) (Annexation No. 3) And Authorizing The Levy Of A Special Tax And Submitting The Levy Of Tax To The Qualified Electors; (2) **Resolution No. 7642**, Calling A Special Election And Submitting To The Voters Of Annexation No. 3 Of City Of Rialto Community Facilities District No. 2016-1 (Public Services) Propositions Regarding The Annual Levy Of Special Taxes Within Annexation No. 3 To Finance Public Services, And The Establishment Of An Appropriations Limit; (3) Hold A Special Election by Opening Ballots; (4) Following The Election Adopt **Resolution No. 7643**. Making Certain Findings, Certifying The Results Of The Election And Adding Property To Community Facilities District No. 2016-1 (Public Services) (Annexation No. 3).

0o0

Mayor Robertson asked about the name on the Exhibit in the Resolution.

0o0

Ms. Daniels stated the name in Exhibit C of the Resolution instead of RC Hobbs Company should be Gdc-Rch Santiago, LP. That correction will be provided to the City Clerk's Office before the Resolutions are executed.

0o0

Mayor Robertson declared the public hearing open. No one came forward to speak.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to close the public hearing.

Mayor Pro Tem was absent.

0o0

Motion by Council Member Baca Jr. and second by Council Member Carrizales and carried by a 4-0 vote to Adopt (1) **Resolution No. 7641**, Authorizing The Annexation Of Territory To Community Facilities District No. 2016-1 (Public Services) (Annexation No. 3).

Mayor Pro Tem Scott was absent.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by 4-0 vote to Hold A Special Election by Opening Ballots; Following The Election Adopt **Resolution No. 7643**.

Mayor Pro Tem Scott was absent.

0o0

TAB 2
Summary on Annexation No. 3,
Resolution 7641 and 7642,
Calling for Special Election

City Clerk McGee conducted the special election and read ballots into the record:

Gdc-Rch Santiago, LP

Proposition A is Yes and Proposition B is Yes.

Shareef Awad

Proposition A is Yes and Proposition B is Yes.

0o0

Motion by Council Member Baca Jr., and second by Council Member Carrizales and carried by a 4-0 vote Making Certain Findings, Certifying The Results Of The Election And Adding Property To Community Facilities District No. 2016-1 (Public Services) (Annexation No. 3). Mayor Pro Tem Scott was absent.

0o0

TAB 3
Lytle Creek Ranch Development
CFD 2020-1 Improvement Areas
Nos. 1 and 2

Linda Daniels, Community Development Department, presented the staff report to request City Council to Adopt (1) **Resolution No. 7644**, Confirming the Validity of the Prior Proceedings, Establishing CFD 2020-1 and Improvement Areas Nos. 1 and 2, Authorizing the Levy of a Special Tax, Submitting the Levy of Tax to the Qualified Electors and Establishing an Appropriations Limit; (2) **Resolution No. 7645**, Approving a Joint Community Facilities Agreement and a Funding, Construction and Acquisition Agreement (3) **Resolution No. 7646**, Determining the Necessity to Incur Bonded Indebtedness and Calling a Special Election on the Bonds, Facilities Special Taxes, Services Special Taxes and Setting an Appropriations Limit (4) Hold A Special Election by Opening Ballots; (5) Following the Election Adopt **Resolution No. 7647**, Declaring the Results of the Election Relating to the Levy of Special Taxes for each Improvement Area, the Issuance of Bonded Indebtedness and the Establishment of an Appropriations Limit for Each Improvement Area, and (5) Introduce Ordinance No. 1648 Authorizing the Levy of Special Taxes Within Improvement Area No. 1 and Improvement Area No. 2 of CFD 2020-1.

0o0

Mayor Robertson declared the public hearing open. No one came forward to speak.

0o0

Motion by Council Member Trujillo and second by Council Member Baca Jr. and carried by a 4-0 vote to close the public hearing. Mayor Pro Tem was absent.

0o0

TAB 3
Lytle Creek Ranch Development
CFD 2020-1 Improvement Areas
Nos. 1 and 2

Motion by Council Member Baca Jr., and second by Council Member Trujillo and carried by a 4-0 vote to Adopt (1) **Resolution No. 7644**, Confirming the Validity of the Prior Proceedings, Establishing CFD 2020-1 and Improvement Areas Nos. 1 and 2, Authorizing the Levy of a Special Tax, Submitting the Levy of Tax to the Qualified Electors and Establishing an Appropriations Limit.

Mayor Pro Tem Scott was absent.

0o0

Motion by Council Member Trujillo and second by Council Member Baca Jr., and carried by a 4-0 vote to adopt **Resolution No. 7645**, Approving a Joint Community Facilities Agreement and a Funding, Construction and Acquisition Agreement.

Mayor Pro Tem Scott was absent.

0o0

Motion by Council Member Trujillo and second by Council Member Baca Jr. and carried by a 4-0 vote to Adopt **Resolution No. 7646**, Determining the Necessity to Incur Bonded Indebtedness and Calling a Special Election on the Bonds, Facilities Special Taxes, Services Special Taxes and Setting an Appropriations Limit.

Mayor Pro Tem Scott was absent.

0o0

City Clerk McGee conducted the special election and read ballots into the record:

Improvement Area District 1 CFD No. 2020-1 El Rancho Verde.

Proposition A is Yes.

Improvement Area District 2 CFD No. 2020-1 El Rancho Verde

Proposition A is Yes.

Improvement Area District 1 CFD No. 2020-1 El Rancho Verde

Proposition A is Yes.

Improvement Area District 2 CFD No. 2020-1 El Rancho Verde

Proposition A is Yes.

Four ballots and four Yes votes.

0o0

Motion by Council Member Baca Jr., and second by Council Member Trujillo and carried by a 4-0 vote to Adopt **Resolution No. 7647**, Declaring the Results of the Election Relating to the Levy of Special Taxes for each Improvement Area, the Issuance of Bonded Indebtedness and the Establishment of an Appropriations Limit for Each Improvement Area, and (5) Introduce Ordinance No. 1648 Authorizing the Levy of Special Taxes Within Improvement Area No. 1 and Improvement Area No. 2 of CFD 2020-1.

Mayor Pro Tem Scott was absent.

0o0

**TAB 3
Lytle Creek Ranch Development
CFD 2020-1 Improvement Areas
Nos. 1 and 2**

City Clerk McGee read ordinance title into the record.

ORDINANCE NO. 1648

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF CITY OF RIALTO COMMUNITY FACILITIES DISTRICT NO. 2020-1 (EL RANCHO VERDE) AUTHORIZING THE LEVY OF SPECIAL TAXES WITHIN IMPROVEMENT AREA NO. 1 AND IMPROVEMENT AREA NO. 2 OF SAID DISTRICT.

0o0

Motion by Council Member Baca Jr., second by Council Member Carrizales, and carried by a 4-0 vote to introduce Ordinance 1648.

Mayor Pro Tem Scott was absent.

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

0o0

Mayor Robertson acknowledged and thanked Mr. Pharris and the Lytle Program for continuing to work to move this project forward.

0o0

**TAB 4
Engineer's Reports and Ordering the
Levy of Assessments 2020-2021**

Request City Council to Continue the Public Hearing to July 28, 2020 related to (1) Approving the Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2020/2021 for Street Light Maintenance District No. 1, (2) for Landscape Maintenance District No. 1, (3) for Landscaping and Lighting District No. 2.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to Continue the Public Hearing for TAB 4 at the July 28, 2020 City Council meeting.

Mayor Pro Tem Scott was absent.

0o0

**TAB 5
General Plan Amendment No. 2019-0003;
Zone Change No. 2019-0002**

Request City Council to Continue the Public Hearing to July 28, 2020 related on (1) General Plan Amendment No. 2019-0003, which is a request to change the General Plan land use designation of a 4.65-acre parcel of land from Residential 21 to Residential 30, (2) Zone Change No. 2019-0002, which is a request to change the zoning designation of a 4.65-acre parcel of land from Multi-Family Residential (R-3) to Multi-Family Residential (R-4), (3) and an associated Mitigated Negative Declaration (Environmental Assessment Review No. 2019-0027).

0o0

TAB 5
General Plan Amendment No. 2019-0003;
Zone Change No. 2019-0002

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to Continue the Public Hearing for TAB 5 at the July 28, 2020 City Council meeting.

Mayor Pro Tem Scott was absent.

0o0

NEW BUSINESS

TAB 6
Establishment of Ad Hoc Firework
Committee

Interim Fire Chief Brian Park presented the staff report requesting City Council to Consider the Establishment of an Ad Hoc Firework Committee for the Purpose of Making Recommendations Related to Fireworks in the City of Rialto.

0o0

Mayor Robertson asked how many fireworks calls were received.

0o0

Interim Fire Chief Park stated that the Rialto Police Department received approximately 13,000 calls from June 1 through July 5.

0o0

Mayor Robertson stated some Rialto resident concerns stating that this was the worst year. The 4th of July has become a nightmare.

She read a letter from Vernell and Serena Johnson, Rialto residents expressing their concerns with all the illegal fireworks.

She asked if anyone has any other suggestions they would like to do. She applauds the City Commissions who attempted to discuss this.

She stated she hopes residents will write their concerns to the group. She indicated that she is not adamantly opposed to Safe and Sane, but the industry is going to push on to continue to make this happen. With the illegal fireworks in this community, she believed they do not seem to have a concern or respect for their fellow neighbors.

0o0

Council Member Trujillo asked about the number of fireworks-related calls prior to establishing the fireworks hotline from March through June.

0o0

Interim Fire Chief Park stated that there is no data in the Fire Department's CAD system with any fire-related fireworks prior to that. It does not mean there were no fireworks. It means there were no fires that were determined to be fireworks calls.

0o0

Council Member Trujillo asked what percentage illegal fireworks versus Safe and Sane fireworks were. And what role do drones play?

0o0

TAB 6
Establishment of Ad Hoc Firework
Committee

Interim Fire Chief Park stated that is difficult to determine after the fact. Unless there were witnesses, it is difficult to know. Drones were not used due to staffing challenges. Judgment calls needed to be made because of high volume and many were confiscation calls.

0o0

Council Member Trujillo asked if the drones are being used for post Fourth of July fireworks calls.

0o0

Interim Chief Park stated the drones were not used this year due to resources.

0o0

Council Member Trujillo stated he is concerned as well with the increase in illegal fireworks and looks forward to the ad hoc committee to bring in data to help curb the volume of illegal fireworks. He looking to his fellow City Council Members to assist in finding members to the ad hoc committee

0o0

Council Member Baca Jr. is disturbed with the volume of calls and 66 percent increase and the lack of respect for others. Earlier, he heard fireworks while being in Council Chambers. He stated that the cities that allow Safe and Sane typically have the biggest problems. The ad hoc committee timeline needs to be done soon. He stated that we may need to decide to ban fireworks and people will have to adjust. He would be in support of banning. He wants the City of Rialto to be a better place. There will have to be a County and State action at some point in time. It is going to have to take a bigger and harder action to deal with this issue. He stated he abstained from participating in the fireworks discussion in June due to conflict of interest.

0o0

Council Member Carrizales stated he looks forward to the committee. Education and outreach must be the focus. He asked what resources are available to hone in on this issue to begin citing the public. This has been in discussions for two years.

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Interim Fire Chief Park stated there have been good adjustments made with the police department in the last couple of years with the adjudication process and social host citations.

0o0

Mayor Robertson asked about vehicle confiscation. Why are they not being seized?

0o0

**TAB 6
Establishment of Ad Hoc Firework
Committee**

Police Chief Kling stated in arrest situations, it is determined if the car, in addition, to the fireworks will be confiscated. In cases when it was not, was because children were in the vehicle while the parents were pedaling the fireworks.

0o0

Mayor Robertson stated the matter will have to be addressed because the law is administered differently in other cases.

The nominees to the ad hoc committee can be directed to the City Manager Foster or Interim Fire Chief. Park.

0o0

ORAL COMMUNICATION

Lupe Camacho stated that with everything canceling, the City should offer other holiday celebration alternatives instead of punishment. She is in favor of the ad hoc committee.

0o0

Mayor Robertson stated illegal fireworks are illegal in California not only in Rialto. Whether you sell or buy, it is an illegal activity. Timelines to determine if issue will be on a ballot in March or will be a City Council directive. She asked the City Council to direct their ad hoc nominations to City Manager Foster. Three nominees per City Council member.

0o0

Motion by Mayor Robertson, second by Council Member Baca Jr., and carried by a 4-0 vote to Consider the Establishment of an Ad Hoc Firework Committee for the Purpose of Making Recommendations Related to Fireworks in the City of Rialto.

Mayor Pro Tem Scott was absent.

0o0

**TAB 7
Collective Bargaining Memorandum of
Understanding between the City of Rialto
and the Rialto Fire Management
Association**

Rod Foster, City Manager, presented the staff report Request City Council to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto Fire Management Association for the period covering July 1, 2019 to June 30, 2021.

0o0

Mayor Robertson left the dais at 10:13 p.m.

0o0

ORAL COMMUNICATION

Lupe Camacho congratulated the City in negotiating a moderate increase with the collective bargaining groups. She appreciated and thanked the work of the City staff.

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Council Member Baca Jr. asked if anyone else wanted to address the City Council on this TAB item.

0o0

TAB 7

Collective Bargaining Memorandum of Understanding between the City of Rialto and the Rialto Fire Management Association

Motion by Council Member Trujillo, second by Council Member Carrizales, and carried by a 3-0 vote to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto Fire Management Association for the period covering July 1, 2019 to June 30, 2021.

Mayor Robertson and Mayor Pro Tem Scott were absent.

0o0

Mayor Robertson returned to the dais at 10:17 p.m.

0o0

TAB 8

Collective Bargaining Memorandum of Understanding between the City of Rialto and the Rialto Mid-Management and Confidential Employee Association

Rod Foster, City Manager, presented staff report Request City Council to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto Mid-Management and Confidential Employee Association for the period covering July 1, 2019 to June 30, 2021.

0o0

ORAL COMMUNICATION

Tony Brandyberry, Rialto Mid-Management and Confidential Employee Association President thanked the management of the City and to the RMA Board. It was a pleasure to work for and looks forward to the support.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto Mid-Management and Confidential Employee Association for the period covering July 1, 2019 to June 30, 2021.

Mayor Pro Tem Scott was absent.

0o0

TAB 9

Collective Bargaining Memorandum of Understanding between the City of Rialto and the Rialto City Employees' Association

Rod Foster, City Manager, presented the staff report requesting City Council to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto City Employees' Association - General Unit for the period covering July 1, 2019 to June 30, 2021.

0o0

ORAL COMMUNICATION

Thad Coffing, Rialto City Employees' Association President stated there was a new management team. They agreed to meet without representation. It was a very smooth negotiation and thanked the team.

0o0

TAB 9

Collective Bargaining Memorandum of Understanding between the City of Rialto and the Rialto City Employees' Association

Motion by Council Member Baca Jr., second by Council Member of Carrizales and carried by a 4-0 vote to Approve the Collective Bargaining Memorandum of Understanding by and between the City of Rialto and the Rialto City Employees' Association - General Unit for the period covering July 1, 2019 to June 30, 2021.

0o0

TAB 10

Extend Service Agreement with LEMS for Nursing Service Contract 2021-2023

Police Chief Kling presented the staff report requesting City Council to Approve the Approve an Eighth Amendment to Extend the Professional Service Agreement with Law Enforcement Medical Services, Inc. for a Nursing Service Contract for a not to Exceed Amount of \$59,000 for Fiscal Year 2021 Through 2023.

0o0

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to Approve an Eighth Amendment to Extend the Professional Service Agreement with Law Enforcement Medical Services, Inc. for a Nursing Service Contract for a not to Exceed Amount of \$59,000 for Fiscal Year 2021 Through 2023.

Mayor Pro Tem Scott was absent.

0o0

Mayor Robertson asked about the Nursing Contract Service being expanded to administer anti-body testing. If so, perhaps an amendment to the contract will need to be made to add the service.

0o0

TAB 11

Information Technology Division Staff Augmentation Services

Stephen Erlandson, Deputy City Manager presented staff report to Request City Council to Approve Professional Service Agreements with Blink IT Solutions for a not to Exceed Amount of \$64,800 and Onyx FX for a not to Exceed Amount of \$69,000 for Information Technology Division Staff Augmentation Services.

0o0

Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 4-0 vote to Approve Professional Service Agreements with Blink IT Solutions for a not to Exceed Amount of \$64,800 and Onyx FX for a not to Exceed Amount of \$69,000 for Information Technology Division Staff Augmentation Services.

Mayor Pro Tem Scott was absent.

0o0

TAB 12

Professional Services Agreement to AARC Consultants, LLC

Tom Crowley, Utilities Manager, presented the staff report to request City Council/Rialto Utility Authority Board Award a Professional Services Agreement to AARC Consultants, LLC., in the Amount of \$99,975 for the America's Water Infrastructure Act Risk and Resilience Assessment and Emergency Response Plan.

0o0

TAB 12
Professional Services Agreement to
AARC Consultants, LLC

Council Member Trujillo asked about the score difference with the bidding process.

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Mr. Crowley stated that AARC had more understanding of the project and would be the right fit.

0o0

Mayor Robertson stated the matter was brought to the Water Subcommittee which she and Mayor Pro Tem Scott are a member of. She stated the decision was to look at AARC as well. This risk assessment report is going to be very crucial moving forward in terms of sustainability and resiliency.

0o0

Motion by Council Member Joe Baca Jr., second by Council Member Carrizales, and carried by a 4-0 vote to request City Council/Rialto Utility Authority Board Award a Professional Services Agreement to AARC Consultants, LLC., in the Amount of \$99,975 for the America's Water Infrastructure Act Risk and Resilience Assessment and Emergency Response Plan.

Mayor Pro Tem Scott was absent.

0o0

TAB 13
Energy Microgrid Project at the
Wastewater Treatment Plant

Tom Crowley, Utilities Manager, presented the staff report to request City Council/Rialto Utility Authority Board to Authorize a Feasibility Analysis on Installing/Constructing an Energy Microgrid Project at the Wastewater Treatment Plant in the Not to Exceed Amount of \$80,000.

0o0

Mayor Robertson stated that it is time to look at a feasibility study. She stated that it needs to be explored to be broadened to the Agua Mansa area. This is a blue-collar community, and it is understood that the project labor agreements set with the trade unions and that our members in those trades will be engaged in those jobs during construction.

0o0

Council Member Trujillo asked if there was something for recycled water.

0o0

Mr. Crowley stated it primarily focuses on the plant's energy consumption and potential opportunities for the energy generation in solar and biogas generation.

0o0

TAB 13
Energy Microgrid Project at the
Wastewater Treatment Plant

Mayor Robertson stated the current water being processed is recycled water and working on how to better repurpose the water and monetize off that water and create a recreational but educational area.

TAB 13

Energy Microgrid Project at the
Wastewater Treatment Plant

0o0

Motion by Council Member Carrizales, second by Council Member Trujillo, and carried by a 4-0 vote to request City Council/Rialto Utility Authority Board to Authorize a Feasibility Analysis on Installing/Constructing an Energy Microgrid Project at the Wastewater Treatment Plant in the Not to Exceed Amount of \$80,000.

Mayor Pro Tem Scott was absent.

0o0

Mayor Robertson asked City Manager Foster to return with a draft declaring racism as a public health crisis.

0o0

REPORTS

City Council gave their reports.

0o0

ADJOURNMENT

Motion by Council Member Baca Jr. second by Council Member Trujillo and carried by a 4-0 vote, to adjourn the City Council Meeting at 11:05 p.m.

MAYOR DEBORAH ROBERTSON

ATTEST:

CITY CLERK BARBARA A. McGEE