

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

MINUTES
April 24, 2018

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, April 24, 2018.

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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 5:04 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 Trujillo and Council Member Andy Carrizales. Also present were Interim City Administrator Robb Steel, City Attorney Fred Galante, and City Clerk Barbara McGee. Council Member Joe Baca Jr. and City Treasurer Edward Carrillo were absent.

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SUBSEQUENT NEED ITEM

City Attorney Galante stated that there is an update regarding the below case after the posting of the agenda.

- 1 (d). Carl E. Jones, Christopher Hice v. City of Rialto, et al
U.S. District Court, Case No: 5:17-cv-01650-GW-(KKx)

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 4-0 vote to approve the subsequent need item to be added to the Closed Session portion of the agenda. Council Member Baca Jr. was absent.

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CLOSED SESSION

1. Conference with Legal Counsel - Existing Litigation: The City Council will discuss the following pending litigation(s) pursuant to Government Code Section 54956.9(d)(1):
 - (a) Sherwyn Lewis v. City of Rialto
S.B. Superior Court, Case No. CIVDS1600381
 - (b) Jayd Schroeder v. City of Rialto, et al
U.S. District Court, Case No. 5:18-cv-00427-SP
 - (c) Nekooe v. City of Rialto
S.B. Superior Court, Case No. CIVDS1614880

CLOSED SESSION

2. Conference with Real Property Negotiator. The City Council will confer with its real property negotiator concerning the following properties pursuant to Government Code Section 54956.8:
 - (a) Subject: Price and Terms-Right of Way Acquisition
Property: Portion of APN 0132-031-13
205 West Randall Ave
Negotiators: Robert Eisenbeisz,
Public Works Director/City Engineer
Diar, LLC
3. Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Government Code Section 54956.9. Number of cases: One case.
4. Conference with Labor Negotiator regarding the following recognized employee organization pursuant to Government Code Section 54957.4:
Agency designated representatives:
Fred Galante, City Attorney
Robb Steel, Interim City Administrator
Employee organizations:
RPBA Mgmt. Bargaining Unit
RPBA General Bargaining Unit
5. Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Government Code Section 54956.9. Number of cases: One case. Claimant: Joe Yancey, JD Yancey Enterprises

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

Council Member Baca Jr. arrived in Closed Session at 5:56 pm.

Council City Council returned at 6:24 pm.

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CALL TO ORDER

Mayor Deborah Robertson called the meeting to order at 6:25 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 Interim City Administrator Robb Steel, City Clerk Barbara McGee, City Attorney Fred Galante and City Treasurer Edward Carrillo.

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Pledge of Allegiance and Invocation

Council Member Andy Carrizales led the pledge of allegiance.
Pastor Daniel Hlebo – Calvary Chapel Rialto gave the Invocation.

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City Attorney's Report on Closed Session

City Attorney Fred Galante stated that City Council met in Closed Session and discussed the items listed on the Agenda.

- 1a. Sherwyn Lewis v. City of Rialto. City Council received an update and no further reportable action was taken.
- 1b. Jayd Schroeder v. City of Rialto, et al. City Council received an update and no further reportable action was taken.
- 1c. Nekooe v. City of Rialto. City Council was briefed and no further reportable action was taken.
- 1d. Carl E. Jones, Christopher Hice v. City of Rialto, et. al. City Council did not discuss.
2. Real Property negotiations concerning the property at 205 W. Randall Ave. with the negotiating party Diar LLC. City Council was briefed on the negotiations and no reportable action was taken.
3. Conference with legal counsel – anticipated litigation. City Council was briefed and no further reportable action was taken.
4. Conference with Labor Negotiator. Regarding the two employee organizations on the agenda. RPBA Mgmt. Bargaining Unit RPBA General Bargaining Unit. City Council received an update, provided direction and no further reportable action was taken.
5. Conference with Legal Counsel concerning the anticipated litigation on Joe Yancey, JD Yancey Enterprises was not discussed.

City Attorney's Report on Closed Session

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PRESENTATIONS AND PROCLAMATIONS

- 1 Presentation - Kiwanis Students of the Year - Mayor Deborah Robertson
- 2 Presentation - Veolia Water Science Fair Scholarship Winners - Mayor Deborah Robertson
- 3 Certificates of Recognition for Denim Day - Council Member Rafael Trujillo
- 4 Presentation - Rialto Woman's Club Federation Day - Kathy Holms, President

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ORAL COMMUNICATIONS

Kristine Scott, So Cal Gas gave an update on work they will be doing in Rialto.

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Kaisar Ahmed, US Congress Candidate, expressed some of the issues he supports.

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June Hayes, Rialto resident, expressed this is not the place to campaign. She expressed that the city should consider setting a policy and stopping this before the campaigning has started.

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Consideration of Removing or continuing any items on the Agenda

City Attorney Galante stated that there is an Initiative circulating Statewide, referred to as the Tax Fairness Transparency and Accountability Act of 2018, sponsored by the California Business Roundtable. The League of California Cities just sent information that explains that the league is encouraging jurisdictions and the State to take a strong opposing position against this Measure. He crafted the Resolution and City Council can consider whether it wants to look at the Resolution and adopt it here, because the information came after the posting of the Agenda. They do want to get the Resolution soon.

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Mayor Robertson recommended they agendaize this for the May 8th Meeting.

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Council Member Carrizales stated that he will need to abstain from Consent Calendar items F.4, F.9, TAB 2, TAB 3, and TAB 7 due to a conflict with his lease agreement in the Renaissance Project.

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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 Resolution No. 38 (04/05/18)

B.2 Resolution No. 39 (04/12/18)

C. APPROVAL OF MINUTES

C.1 Regular City Council Meeting-March 27, 2018

C.2 Regular City Council Meeting-April 10, 2018

D. CLAIMS AGAINST THE CITY

C.1 Regular City Council Meeting-March 27, 2018

C.2 Regular City Council Meeting-April 10, 2018

CONSENT CALENDAR

E. SET PUBLIC HEARING

- E.1 Request City Council to Set a Public Hearing for May 8, 2018 to Consider and Approve Substantial Amendment No. 1 to the City's 2017-2018 Annual Action Plan and approval of the 2018-2019 Annual Action Plan.
- E.2 Request City Council to Set a Public Hearing for June 12, 2018, to Consider the Placement of Liens for Delinquent Refuse Collection Accounts for the 4th Quarter of the 2017 Calendar Year.

F. MISCELLANEOUS

- F.1 Request City Council to Receive and File the Annual Update to the Development Impact Fees for Fiscal Year 2018/2019.
- F.2 Request City Council to Approve the Purchase of a Changeable Message Sign Trailer with Myers and Sons Hi-Way Safety, Inc. in the Amount of \$17,911.88.
- F.3 Request City Council to Approve the Renewal of Nixle 360 Platform in the Amount of \$24,602.27 from Everbridge Inc. for a Community Information Notification System.
- F.4 Request City Council to Authorize Release of Request for Bids (RFB) for the Construction of the Booster Pump Station for Serving Domestic and Fire Protection Water to the Renaissance East Shopping Center.
- F.5 Request City Council to Adopt Resolution No. 7320 Approving Fiscal Year 2016/17 AB 1600 Development Impact Fee Report and Making Certain Findings.
- F.6 Request City Council Ratify the Added Facilities Agreement between the City of Rialto/Rialto Utility Authority and Southern California Edison for the Wastewater Treatment Plant.
- F.7 Request City Council to Receive and File the February 2018 Treasurer's Report.
- F.8 Request City Council to Authorize the Release of Request for Bids No. 18-089 for the Randall Avenue Widening Improvements Project, City Project No. 140809

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- F.9 Request City Council to (1) Accept the Ayala Drive Widening Project; (2) Authorize Filing of the Notice of Completion; and (3) Authorize Release of Retention to Hillcrest Contracting Inc.
- F.10 Request City Council to Approve an Increase to Purchase Order No. 2018-0466 with Apple One to Provide Part-Time Staff Support Services in the Development Services Department for \$34,500, for a total amount of \$49,500 for the Remainder of Fiscal Year 2017/2018.
- F.11 Request City Council to Adopt Resolution No. 7321 Authorizing the Destruction of Certain Municipal Records of the Community Services Department.

CONSENT CALENDAR

F.12 Request City Council to Approve Agreement for Conveyance of Real Property for the San Bernardino Avenue, Riverside Avenue and Willow Avenue Street and Storm Drain Improvements, City Project No. 13080 from SP Assets, LLC, a California Limited Liability Corporation in the amount of \$31,956.00.

F.13 Request City Council to Approve Resolution No. 7322, entitled "A Resolution of the City Council of the City of Rialto, California, Setting The Amount Of The Business License Tax For Wholesale Liquid Fuel Storage Facilities Pursuant To Ordinance No. 1556 for the 2018/2019 Fiscal Year."

F.3

Council Member Trujillo asked if there was anything else out in the market that can help them with better communication.

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Interim Police Chief Kling stated that this is a reliable platform for Rialto at this point. They use Nixle primarily for reverse 911 in addition to disseminating press releases and information to the community. Yes there are probably other platforms out there but this is the best for Rialto to use.

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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 consent calendar. Council Member Carrizales abstained from Items F.4 and F.9.

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Council Member Carrizales left the dais at 7:12 pm.

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TAB 1 – 2018 Weed Abatement Program

Fire Chief Grayson presented the staff report regarding the 2018 Weed Abatement Program.

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

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 5-0 vote to close the public hearing.

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Council Member Baca Jr. stated this is an important program for the safety of the community. It's important that the city leads by example so any property they own is clean and maintained.

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TAB 1 – 2018 Weed Abatement Program

Mayor Pro Tem Scott stated there are 2 mobile home parks along the railroad tracks that have weeds growing between their fences and the tracks. They don't get taken care of unless residents complain. Are they abating the area and billing the agency?

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Fire Chief Grayson stated that they are speaking to the properties east of Acacia along the railroad tracks. They have struggled historically with the Rail, both BNSF and SBCTA. The last 2 years, the Fire Prevention Specialist have been able to get the railroad to take responsibility.

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Mayor Pro Tem Scott stated that he knows they had to send city crews last year. The year before, one of the mobile homes burnt and the senior citizens living there are afraid. It should be a high priority and the Fire Marshal should go out and check.

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Fire Chief Grayson stated that they have already been inspected and are compliant until May 1st.

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Council Member Trujillo stated that there are 2 coyotes near a property on Foothill and Cedar and it's due to the debris on the undeveloped land. Does the program include undeveloped land?

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Fire Chief Grayson stated the notices include for the properties that are known by the US Fish and Wildlife to be inhabited by the Sand Fly and includes a special notice because they require a special abatement process. For the other properties, generally this is minimally invasive to avoid habitats.

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Mayor Robertson stated that she received a note from a resident about weeds. Notices were sent but how many properties are notified?

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Fire Chief Grayson stated 784 vacant properties receive notice.

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Mayor Robertson stated she doesn't see where it speaks specifically private vacant property. The thing that was raised is that the post office facility on Walnut and Riverside has a bunch of weeds on the outer perimeter of the post office facility and yet they don't seem to be cited or made aware that it's a nuisance and a potential fire hazard. It doesn't seem like they notice their public agencies.

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TAB 1 – 2018 Weed Abatement Program

Fire Chief Grayson stated that he encourages residents to call Code Enforcement or the Fire Dept. if they see non-vacant properties where there are weeds and a fire hazard.

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Mayor Robertson stated that the resident attempted to call Code Enforcement and the question is what is the priority and when do they address this.

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City Attorney Galante stated that there is a separate section for nuisance and the government code authorizes a broad level of nuisance abatement.

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Motion by Council Member Carrizales, second by Council Member Trujillo and carried by a 5-0 vote to approve the 2018 Weed Abatement Program.

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TAB 2 - Purchase and Sale Agreement between the City of Rialto and Ayala@210LLC

John Dutrey, Development Services presented the staff report regarding (1) a Purchase and Sale Agreement and Joint Escrow Instructions and (2) a Construction Loan Agreement with Ayala@210LLC.

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

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 4-0 vote to close the public hearing. Council Member Carrizales abstained.

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Mayor Pro Tem Scott asked if they can get an estimate, the start of construction and opening of cracker barrel and Sonic and the Holiday Inn.

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Mr. Dutrey stated that the start of on-site construction hopefully next week and anticipating the close of escrow early next week. Cracker Barrel and Sonic need the pads by the end of May. Both Cracker Barrel and Sonic have submitted their building plans and are in plan check. They are shooting for an opening of October 2018. Holiday Express should be open by Spring 2019.

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Council Member Trujillo stated that everyone is excited about Cracker Barrel.

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**TAB 2 - Purchase and Sale Agreement
between the City of Rialto and
Ayala@210LLC**

Council Member Baca Jr. stated that this a great investment and they are going to reap the rewards and it will create great synergy.

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Mayor Robertson asked if they can go over the cost overruns that can be something unforeseen. Then it was mentioned a downturn in the economy. Who is going to control costs and oversee it? This is not a project the city is doing.

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Mr. Dutrey stated that staff will be overseeing the day-to-day activities of this project, including himself. There is a budge identifying what the improvements are. Change orders or any modification will not only require the developer's approval but the city as well. The goal is to keep the cost within budget. There is a contingency of \$500,000. They built in the agreement incentives. If there are no cost overruns, the Developer and City will get a higher percentage of the profits. However if there are cost overruns and eats up the contingency, then those profits would drop. There is the motivation of the developer to make sure the costs remain within the budget.

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Mayor Robertson stated as another layer of motivation, they are paying to make sure this is a good arrangement and utilizing some reserves to move this forward. Once they act on this, she would like another set of eyes because they how she gets when sees change orders.

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 4-0 vote Adopt Resolution No. 7323 Approving (1) a Purchase and Sale Agreement and Joint Escrow Instructions and (2) a Construction Loan Agreement by and between the City of Rialto and Ayala@210LLC and Adopt Budget Resolution No. 7324 Appropriating Funds for the maximum amount of \$3,700,000. Council Member Carrizales abstained.

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**TAB 3 - Annexation of Territory to the
Rialto Landscaping and Lighting District
No. 2**

Amy Crow, Public Works Dept. presented the staff report regarding the Annexation of Territory to the Rialto Landscaping and Lighting District No. 2.

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

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

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TAB 3 - Annexation of Territory to the Rialto Landscaping and Lighting District No. 2

Mayor Pro Tem Scott stated that he appreciates they took the County Flood Control out of this. Is there is mechanism for them to do those improvement and then somehow annex the county into the district?

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City Attorney Galante stated that they can do a petition through LAFCO process. If the county objects then it becomes a more difficult process.

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Mayor Pro Tem Scott stated the county has property within the City of Rialto and they need to take care of their property.

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City Clerk McGee tallied the ballots.

1 – YES 0- NO

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 4-0 vote to approve Annexation of Territory to the Rialto Landscaping and Lighting District No. 2; 2) Adopt Resolution No. 7325 Declaring the Results of the Property Owner Protest Ballot Proceedings Conducted for the Proposed Levy of Assessments Related to the Annexation of Territory to the Rialto Landscaping and Lighting District No. 2, Commencing in Fiscal Year 2018/2019; 3) Adopt Resolution No. 7326 Confirming the Engineer's Report Regarding the Annexation of Territory to the Rialto Landscaping and Lighting District No. 2, the Levy of Annual Assessments Described Therein, and the Assessment Diagram Connected Therewith, and Ordering the Levy and Collection of Assessments Commencing in Fiscal Year 2018/2019 for Said Annexation. Council Member Carrizales abstained.

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TAB 4 – Mid-Year Budget 2017/18

Ron Carr, Interim Finance Director presented the staff report regarding the Mid-Year Budget 2017/18.

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ORAL COMMUNICATIONS

June Hayes, Rialto resident, commented on AB939 monies.

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Mayor Pro Tem Scott stated on Table 4 there is an amount of \$2,082,655 under services and supplies as an adjustment.

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Mr. Carr stated that is primarily legal costs.

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Mayor Pro Tem Scott stated so the \$1million under other, he assumes is Workers Comp?

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Ron Carr, Interim Finance Director stated yes.

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Mayor Pro Tem Scott asked under new position versus overtime analysis is strictly dollars? It doesn't have anything to do with productivity, burnout or fatigue versus somebody working 40 hours.

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Ron Carr, Interim Finance Director stated yes, the intangibles mentioned are not factored into this. It's strictly a dollar analysis.

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Mayor Pro Tem Scott asked if whether or not the impact of fatigue on for example, police officers, firefighters, paramedics or any other employee that are actually working overtime and how productive that is versus just working 40 hours a week.

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Mr. Carr stated that he is not aware of that information but it's something that can be researched.

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Mayor Pro Tem Scott stated the reason he is saying this because employees have talked to him about they would rather have additional employees working versus having to work overtime because they are burnt out. This is a common issue with police and fire. He thinks they need to look at that versus how much money they are saving in overtime versus new positions. He says this in terms of productivity of contract people versus employees. It's his opinion that contract services tend to stretch out work so they can keep a contract in place. In reality it may be cheaper to have employees on staff.

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Robb Steel, Interim City Administrator stated that he agrees with that point.

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Mayor Pro Tem Scott stated it's his understanding that the actual cost of Frisbie Park versus what the estimate was is substantially higher. Where does that reflect in the budget?

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Mr. Steel stated that decision hasn't been made yet. At this point, the only money that has been set aside is the \$7.8 million. The construction plans will be completed in late June, so the first or second meeting in July they will be presented with the estimated costs and how much supplemental funding will be required. The funds could come from the Baca Turch pot. They could move a portion of that into the Frisbie Park project and then they can refill the Baca Turch when they collect more park and open space fees from Renaissance and collect more land proceeds.

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Mayor Pro Tem Scott stated in relationship to lawsuits, do they have the breakdown of the dollar amounts, employees versus residents.

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Mr. Carr stated that those numbers can be compiled.

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Mayor Pro Tem Scott stated that those number should have bene a part of this. It's important for the community to know when the employees are suing the city and when the residents are suing the employees.

He saw an amount of salaries and benefits, an increase of \$846,000. Is that strictly Flores?

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Mr. Carr stated no, that is primarily overtime.

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Mr. Steel stated that it's mostly Fire Dept. overtime.

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Mayor Pro Tem Scott asked why wouldn't that be accounted for in the budgeting. They are saying overtime is cheaper but yet they are over in that category. Why wasn't it budgeted in the budget. If there an XX number of positions vacant and they knew they needed an XX amount of dollars in overtime. Why wasn't that budgeted?

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Mr. Steel stated when the budget was adopted in July they didn't know the quantity of vacancies that would occur during the course of the year. They have had higher vacancies in police and fire that have been backfilled with overtime.

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Mayor Pro Tem Scott asked in the Police Dept. do they know how many sworn officers they have?

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Interim Police Chief Mark Kling stated 106 and actual staffing is at 101. So five short, but will increase as the month progresses because of retirements and laterals.

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Fire Chief Grayson stated that there are 50 budgeted suppression positions and currently have 42 personnel. So eight down, a combination of retirements and laterals. He doesn't anticipate any retirements by the end of the fiscal year but anticipates one separation.

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Council member Baca Jr. asked if the Flores case was a one-time settlement, will it be in next year's budget?

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Mr. Carr stated that there was a one-time settlement that went back 3 years that has been paid. So now it's just the current year, it has caused overtime to go up but it will be year by year now.

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Mr. Steel stated that there will be one more payment in July because they broke up the settlement into 2 payments.

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City Attorney Galante stated that they are done with the retroactive and any penalties. Going forward there is a little spike in the calculation of overtime that is a result of the Flores case decision.

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Council Member Baca Jr. stated that he would like to see their legal costs get reigned in. they budgeted a smaller amount and they went way over. Hopefully they can do as much as they can as far as preventative.

At some point in time they need to look at fatigue in their employees and what they can do. Will filling the vacancies help deal with the overtime and fatigue?

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Interim Police Chief Kling stated it's a complicated answer. Every new police officer they hire, by the time they go through the academy, field training, and then out on their own is 18 months-2 years.

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Fire Chief Grayson stated they have a much shorter transition and their workforce would greatly appreciate any assistance in new hires.

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Council Member Baca Jr. stated in terms of the park, they will have a bigger discussion on the escalating costs of Frisbie Park but they need to keep in mind that they have a schedule and let the leagues know of their intentions so they can plan accordingly.

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Council Member Trujillo stated that he knows the VLF fee is straight with no changes. They are in the process of incorporating the unincorporated areas. Is that something they will continue to see as being consistent?

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Mr. Steel stated that the VLF is tied to the growth and assessed valuation. So they have had significant growth in the last few years with all the development they have had. Even without the annexation of the north county islands, next year they should see an increase in that line item and continuing until development stops. With the islands actually they don't get the VLF which is one of the ironies.

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Council Member Trujillo stated regarding sales taxes, some businesses are already up, will that make a difference for future budgets?

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Mr. Steel stated that sales tax is now their #1 revenue source. It hasn't been since as long as he has been with the City. Sales tax is growing and will grow again next year as the Renaissance Plaza comes online. Revenues this year compared to fiscal year 2017 to mid-year 2018 are up \$9 million. They haven't had that much in the 20 years that he has been here, so it's a significant revenue growth. They have to give back \$2 million of that \$9 million to Medline so it's a net \$7 million but it still a heavy growth rate.

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Council Member Carrizales asked in order to bring down the overtime what amount of employees to they anticipate to fill to reduce that.

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Fire Chief Grayson stated that on the fire suppression side ultimately while they have 50 suppression personnel in this year's budget, the MOU would allow them to fill up to 48, so currently at 42 they fill the 6 vacancies and along with a paramedic where he has a vacancy. S At that point the fire department would be fully staffed which hasn't happened in the last seven years. It will lower the overtime significantly.

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Interim Police Chief stated that historically they were at 116 and currently they are down to 106. They have nine employees on IOD. They have six openings. That makes it 91. There are people looking to leave which could put them in the mid-80s range. It could be problematic because it can take at least 18 months for a new police officer. This doesn't count the non-sworn employees they currently have open or could potentially lose. To try to address the overtime, there are six dispatchers vacant. Sometimes they have to fill those positions with a police officer which costs more. They struggle each week to get them to the minimum levels.

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Mayor Pro Tem Scott stated under the legal cost analysis there are two items, one represented the employees of the city. And the other represented the city?

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Robb Steel, Interim City Administrator stated that was the Flores settlement. And the other was the attorney for the Fire Dept.

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Mayor Pro Tem Scott stated that he is bringing this to light because it's almost \$400,000. Unfortunately, when he read the original lawsuit which was done in another city, there was not question in his mind that they were going to have to pay that money to their employees. Unfortunately the decision was made to sue the City to the tune of \$400,000. This is an item they should have settled as a city family. They should try to talk about things and resolve issues before they sue people.

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Mayor Robertson asked about AB939 and where do they have it in the budget. Then moving that money and what portion is being utilized towards the line under expenditures of services and contracts. Is any of it an inappropriate charge or a portion?

She would like the services and supplies broken out so they know how much is contract services by department.

Also, when they talked about the new positions versus overtime analysis. They under budgeted the workers comp by \$1 million.

The workers comp claims dollars and where those employees are out on work related injury, were they attributed into what department and who is carrying that percentage.

Regarding legal costs, most if it is related to lawsuits. Where do the capture the legal cost associated with work related injuries and move into litigation? Is it all captured in the figure? They need to break it out.

When talking about the new budget year 2018/19, they need to revisit some of the activities they have and trim down to get back to the meat and potatoes of what they are doing.

Regarding the park, they should have the opportunity at the EDC to look at the park and hope they don't wait until the end of June to see where they are going to be with Frisbie Park. She wants to see what those things are that attribute to the increased costs.

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 5-0 vote Approve Budget Resolution No. 7327, Rialto Successor Agency Resolution No. SA4-18, Rialto Utility Authority Resolution No. 01-18 and Rialto Housing Authority Resolution No. 003-18 to Amend Estimated Revenues and Appropriations for the Fiscal Year 2017/2018 Budgets of the City, Redevelopment Successor Agency, Rialto Utility Authority, and Rialto Housing Authority.

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Council Member Baca Jr. left the meeting at 8:59 pm

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TAB 5 - Proceed with the Recruitments of various positions

Cindy Balderas, Human Resources Dept. presented the staff report regarding the recruitments of various positions.

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 4-0 vote to approve to Proceed with the Recruitments of Senior Field Services Worker (PW), Lead Facility Maintenance Technician (PW), and Permit Technician (DS). Council Member Baca Jr. was absent.

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TAB 6 - Appointing an Interim Police Captain

Interim Police Chief Kling presented the staff report regarding appointing an Interim Police Captain.

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 4-0 vote to Adopt Resolution No. 7328 Appointing an Interim Police Captain and Approve the Employment Agreement with Raul Martinez. Council Member Baca Jr. was absent.

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TAB 7 – Transfer Funds to the Rialto Unified School District

John Dutrey, Development Services presented the staff report regarding the Amended and Restated Agreement to Transfer Funds between the City of Rialto and the Rialto Unified School District.

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 3-0 vote to Approve Amended and Restated Agreement to Transfer Funds between the City of Rialto and the Rialto Unified School District allowing RUSD to Receive Sales Proceeds from the Area A Contract of Sale and authorizing staff to release a check for \$ 376,000 to the Rialto Unified School District. Council Member Carrizales abstained. Council Member Baca Jr. was absent.

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TAB 8 - National League of Cities Service Line Warranty Programs

Tom Crowley, Utilities Manager presented the staff report regarding the National League of Cities Service Line Warranty Programs.

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Bill Coffey, Utility Service Partners, Inc. went over the details of the program.

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Mayor Pro Tem Scott asked if he signs up today and his water line breaks in his house, is it covered that day?

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Mr. Coffey stated no, it kick in 30 days from the day of sign up. There are no deductibles, no services fees, just the monthly payment that the homeowner pays.

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**TAB 8 - National League of Cities Service
Line Warranty Programs**

Council Member Carrizales asked if there was a discounted rate for seniors.

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Mr. Coffey stated no, the program is priced by State.

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Motion by Council Member Trujillo, second by Council Member Carrizales and carried by a 4-0 vote to approve an Agreement with Utility Service Partners, Inc. for the National League of Cities Service Line Warranty Programs for the Royalty Programs. Council Member Baca Jr. was absent.

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**TAB 9 - Right-of-Way and a Temporary
Construction Easement**

Azzam Jabsheh, Public Works Dept. presented the staff report regarding the Right-of-Way and a Temporary Construction Easement with the Property Owner on Randall Avenue between Cactus Avenue and Riverside Avenue.

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Motion by Council Member Trujillo, second by Council Member Carrizales and carried by a 4-0 vote to Approve an Agreement for Right-of-Way and a Temporary Construction Easement with the Property Owner on Randall Avenue between Cactus Avenue and Riverside Avenue in the Total Amount of \$80,159 for the Randall Avenue Widening Project, City Project No. 140809. Council Member Baca Jr. was absent.

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REPORTS

Mayor and City Council gave their reports.

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ADJOURNMENT

Motion by Council Member Trujillo, second by Council Member Carrizales and carried by a 5-0 vote to adjourn the City Council Meeting at 8:48 p.m. in memory of:

Mr. Julian Vegas Morales
Who passed on an unknown date
13 Ice Cream Owner

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MAYOR DEBORAH ROBERTSON

ATTEST:

CITY CLERK BARBARA MCGEE