

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

MINUTES
June 12, 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, June 12, 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 Pro Tem Ed Scott called the meeting to order at 5:00 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 Trujillo and Council Member Andy Carrizales. Also present were Interim City Administrator Robb Steel, City Attorney Fred Galante, and City Clerk Barbara McGee. City Treasurer Edward Carrillo were 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) Ortiz v. City of Rialto

U.S. District Court, Case No. 5:16-cv-01384 GHK

(b) Carl E. Jones, Christopher Hice v. City of Rialto, et al

U.S. District Court, Case No. 5:17-cv-01650-GW-(KKx)

(c) Mary B. Thompson v. City of Rialto

SB County Superior Court, Case No. CIVIDS1700704

(d) Glen Anderson v. City of Rialto

WCAB SAC0000180454

(e) Michael Badin v. City of Rialto

WCAB SAC0000178728

(f) Brian Park v. City of Rialto

WCAB SAC0000178735 & SAC0000178670

CLOSED SESSION

(g) Timothy Brayshaw v. City of Rialto

WCAB SAC0000178726

2 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: Two cases.

3 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

4 18-545 Public Employee Performance Evaluation pursuant to Government Code Section 54957

Title: Interim City Administrator

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by 5-0 vote to go into Closed Session at 5:04 pm. Council City Council returned from Closed Session at 6:22 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 Joe Baca Jr. led the pledge of allegiance.

Reverend Jose Vindel - Rialto United Methodist Church 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. Conference with Legal Counsel - Existing Litigation: Ortiz v. City of Rialto. City Council received an update. No reportable action was taken.

1b. Conference with Legal Counsel - Existing Litigation: Carl E. Jones, Christopher Hice v. City of Rialto, et al. City Council received an update, provided direction and no reportable action was taken.

City Attorney's Report on Closed Session

- 1c. Conference with Legal Counsel - Existing Litigation: Mary B. Thompson v. City of Rialto. City Council received an update, provided direction and no further reportable action was taken.
- 1d. Conference with Legal Counsel - Existing Litigation: Glen Anderson v. City of Rialto. By vote of 4-1, Mayor Pro Tem Scott voted No, City Council authorized a settlement not to exceed \$65,000.
- 1e. Conference with Legal Counsel - Existing Litigation: Michael Badin v. City of Rialto. City Council received an update, provided direction and no further reportable action was taken.
- 1f. This item was not discussed.
- 1g. Conference with Legal Counsel - Existing Litigation: Timothy Brayshaw v. City of Rialto. City Council received an update, provided direction and no further reportable action was taken.
- 2. Conference with Legal Counsel - Anticipated Litigation. Only one of the two cases was discussed. City Council received an update and no further reportable action was taken. The second item will be discussed when they reconvene.
- 3. 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.

The remainder of the Closed Session items will be discussed when they reconvene into Closed Session.

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PRESENTATIONS AND PROCLAMATIONS

- 1 Presentation-Recognition of Measure "M" Committee - Mayor Deborah Robertson
- 2 Presentation of Award for Art in the Park - Mayor Deborah Robertson
- 3 Resolution In Memorium of Bud Bender - Mayor Deborah Robertson
- 4 Certificate of Recognition - Victor Vodnik - Council Member Joe Baca Jr.
- 5 Presentation - Mothers Against Drunk Driving (MADD) "Deuce Award" - Interim Police Chief Mark Kling
- 6 Presentation - West Valley Water District - President of the Board Dr. Clifford Young
- 7 Presentation - SCAN Star Awards for Video Programming - Rialto Cable Commission

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ORAL COMMUNICATIONS

No one came forward.

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Consideration of Removing or continuing any items on the Agenda

Council Member Carrizales stated that he will need to abstain from Consent Calendar items F.5, F.6, F.7, F.12, F.20, TAB 2 and TAB 11 due to a conflict with the proximity of his business in the Renaissance Project.

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. 42 (05/03/18)
- B.2 Resolution No. 43 (05/10/18)
- B.3 Resolution No. 44 (05/17/18)
- B.4 Resolution No. 45 (05/24/18)
- B.5 Resolution No. 46 (05/31/18)

C. APPROVAL OF MINUTES

- C.1 Regular City Council Meeting - May 8, 2018

D. CLAIMS AGAINST THE CITY

- D.1 Dustin Fujiwara-Vehicle Damage
- D.2 Jose Florentino-Tree Roots

E. SET PUBLIC HEARING

- E.1 Request City Council to set a Public Hearing for June 26, 2018 for Development Agreement No. 2018-0001 by and between the City of Rialto and Oakmont El Rivino, LLC.
- E.2 Request City Council to Set a Public Hearing for June 26, 2018 to consider Specific Plan Amendment No. 2018-0002: An Ordinance of the City Council amending the Rialto Airport Specific Plan to change the standards for maximum building height in certain zones of the Airport Specific Plan Area, and repeal Ordinance No. 1394 to eliminate the requirement of Planning Commission and City Council approval of a Conditional Development Permit for all uses in certain zones of the Airport Specific Plan.
- E.3 Request City Council to Set a Public Hearing for June 26, 2018 to receive public comment regarding the placement of charges on the County Property Tax Roll for Delinquent Sewer Payments.

F. MISCELLANEOUS

- F.1 Request City Council to Approve Amendment No.1 to Cooperative Agreement No. C13026 with San Bernardino County Transportation Authority related to the Metrolink Parking Lot Expansion.
- F.2 Request City Council to Approve the Purchase of CollectiveQuartermaster Data Software and Equipment from Collective Data, Inc. in the Amount of \$30,146.25.
- F.3 Request City Council to Approve a Purchase Order with Adamson Police Products in the Amount of \$19,330.35 for AVON Particulate Respirator Protection Masks and Filters.
- F.4 Request City Council to Receive and File the March 2018 and April 2018 Treasurer's Report.

CONSENT CALENDAR

- F.5 Request City Council to Receive and File the Statement of Income and Expenses related to Airport Escrow Account for April 2018.
- F.6 Request City Council to Receive and File the Statement of Income and Expenses related to the Miro Way, Alder Avenue, and Locust/Laurel/Walnut Escrow Accounts for April 2018.
- F.7 Request City Council to Receive and File the Statement of Income and Expense for April 2018 related to the Construction Reimbursement Agreement and Amendment #1 with Ayala@210LLC for Off-site Improvements on Renaissance Parkway.
- F.8 Request City Council to Adopt Resolution No. 7340 Approving Parcel Map 19407, a Request to Consolidate Seven (7) Parcels of Land into Two (2) Parcels of Land Totaling 23.23 Net Acres Located on the East Side of Tamarind Avenue Approximately 250 Feet South of Walnut Avenue; and Approve the Subdivision Improvement Agreement.
- F.9 Request City Council to Approve a Travel and Training Request for Lieutenant Dean Hardin to attend Senior Management Institute for Police (SMIP) of the Police Executive Research Forum (PERF) in the Estimated Amount of \$10,405.60, Budgeted in the Proposed Fiscal Year 2018/19 Budget.
- F.10 Request City Council to (1) Accept the Rialto Community Center Fence Project; City Project No. CB1601; (2) Authorize Filing of the Notice of Completion; and (3) Authorize Release of Retention to Line Tech Contractors, a Sole Proprietorship.
- F.11 Request City Council to Adopt Resolution No. 7341 Approving Parcel Map 19806, a Request to Consolidate Four (4) Parcels of Land into Two (2) Parcels of Land totaling 69.71 Acres Located on the North Side of Miro Way between Locust Avenue and Linden Avenue.
- F.12 Request City Council to Adopt Resolution No. 7342 to Approve a Quitclaim Deed for Easement No. 444 for Water Purposes Located Across Property on the South Side of Renaissance Parkway Between Linden Avenue and Ayala Drive.
- F.13 Request City Council to Adopt Resolution No. 7343 Approving Tract Map 20085, a Request to Subdivide 2.5 Acres of Land into Eight (8) Singlefamily Lots Located on the West Side of Linden Avenue Approximately 950 Feet South of Etiwanda Avenue and Approve the Subdivision Improvement Agreement.
- F.14 Request City Council to (1) Accept the Annual Street Overlay Project, City Project No. 170804; (2) Authorize an additional \$28,944.65 for Construction Contract Change Orders; (3) Authorize Filing of the Notice of Completion; and (4) Authorize Release of Retention to Matich Corporation.
- F.15 Request City Council to Issue a Purchase \$40,978.98 to CONFIRE J.P.A. (Joint Powers Computers Tablets and Accessories. Order, in the amount of Authority) for Mobile Data Computers Tablets and Accessories.

CONSENT CALENDAR

- F.16 Request City Council to Receive and file the 2017 Consumer Confidence Report.
- F.17 Request City Council to Award a Construction Contract to TSR Construction and Inspection in the Amount of \$42,400 for the Bud Bender Park Field Lights Project, City Project No. CB1801.
- F.18 Request City Council to Authorize Issuance of a Purchase Order with Impressions Gourmet Catering in the amount of \$18,024.42 to provide Catering Services for the State of Women Event
- F.19 Request City Council to Approve the Intergovernmental Agreement Regarding Transfer of Public Funds between the City and the California Department of Healthcare Services for the service period of July 1, 2017 through June 30, 2018.
- F.20 Request City Council to Adopt Resolution No. 7344, Dedicating Portions of City-Owned Property, Located within the Renaissance Specific Plan, as Public Right-of-Way for Scholl Way.

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Motion by Council Member Trujillo, second by Council Member Baca Jr. and carried by a 5-0 vote to approve the consent calendar. Council Member Carrizales abstained from Items F.5, F.6, F.7, F.12, and F.20.

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TAB 1 – Placement of Liens for Delinquent Refuse Collection Accounts for the Fourth Quarter of 2017

Amy Crow, Public Works Dept. presented the staff report regarding the Placement of Liens for Delinquent Refuse Collection Accounts for the Fourth Quarter of 2017.

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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 Trujillo and carried by a 5-0 vote to close the public hearing.

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Mayor Pro Tem Scott asked if these liens are for properties not on the tax bill?

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Ms. Crow stated that is correct.

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Council Member Trujillo asked if the billing was from December.

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Ms. Crow stated that this is for the fourth quarter, October, November, December of 2017.

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TAB 1 – Placement of Liens for Delinquent Refuse Collection Accounts for the Fourth Quarter of 2017

Council Member Trujillo asked if this will be the final placement of liens after this.

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Ms. Crow stated no this is not the final, there is a potential for liens because some people opted out of the property tax roll billing. So if they fail to pay their payment, they will be lienied. Commercial will always go because they do not bill commercial accounts through property tax.

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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 Placement of Liens for Delinquent Refuse Collection Accounts for the Fourth Quarter of 2017 and Adopt Resolution No. 7345 Authorizing the Filing of Liens Against Certain Properties for Delinquent Refuse Accounts with the San Bernardino County Auditor Controller-Recorder.

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Council Member Carrizales left the dais at 7:23 pm

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

Amy Crow, Public Works Dept. presented the staff report regarding the Proposed 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 Council Member Trujillo, 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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City Clerk McGee tallied the 4 ballots received.

YES – 4

NO – 0

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

Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by a 4-0 vote, Council Member Carrizales abstained, to approve Proposed Annexation of Territory to the Rialto Landscaping and Lighting District No. 2; Adopt Resolution No. 7346 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; and Adopt Resolution No. 7347 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.

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Council Member Carrizales returned to the dais at 7:28pm.

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TAB 3 - Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2018/2019 for Street Light Maintenance District No. 1, Landscape Maintenance District No. 1, Landscaping and Lighting District No. 2

Amy Crow, Public Works Dept. presented the staff report regarding Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2018/2019 for Street Light Maintenance District No. 1, Landscape Maintenance District No. 1, 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 Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to close the public hearing.

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Mayor Pro Tem Scott asked if there as reduction in the general fund deficit as a result of drought tolerant landscaping?

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Ms. Crow stated that the deficit would be in Landscape Maintenance District No. 1 and there would be a slight reduction in the conversions they have done.

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Mayor Pro Tem Scott asked if there are reductions in overall costs?

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Ms. Crow stated that there will be reductions in the maintenance of the landscape, which comes out of these funds. They will see what the cost is when they renew the landscape maintenance contract.

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TAB 3 - Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2018/2019 for Street Light Maintenance District No. 1, Landscape Maintenance District No. 1, Landscaping and Lighting District No. 2

Mayor Pro Tem Scott stated that they should see reductions where they have gone drought tolerant in maintenance, water and electricity. If they are dipping into the general fund in these districts, that general fund money should be reduced first. It shouldn't be rolled over and put into additional drought tolerant landscaping. Those funds should be coming from somewhere else. He doesn't want to be hiding general fund dollars in land scape districts for the sake of hiding money. He would like to see the savings by converting to drought tolerant landscaping. Otherwise why are they doing it? They should have been reflected in this staff report.

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Robert Eisenbeisz, Public Works Director stated that the water savings will be the most significant of the savings.

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Mayor Pro Tem Scott stated that there should be landscape savings as well. They are not out mowing these areas.

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Mr. Eisenbeisz stated with the new contract they will be able to start that comparison. They can already start tracking what those savings are.

Mayor Pro Tem Scott stated when they bring those bids back he wants both the previous year and current. He wants a report on what the reductions are.

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Mr. Eisenbeisz stated that the goal would be to eliminate the General Fund contribution. It may not be possible on the landscape side. It may be possible on the street light maintenance district once they paid it back for the LED conversion.

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Mayor Pro Tem Scott stated that there are wooden poles in the city with Edison lights that have to be changed out by Edison but why do they still have concrete poles with old lighting on them.

They can pick a night to drive around with him.

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Mr. Eisenbeisz stated they did have some concrete poles they previously owned before the effort was taken. So they will have to convert those on their own.

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Ms. Crow stated there are concrete poles that were not on the list to be sold to the city, which may have been omitted. They can't sell it to the City at this point, it would had to be done when they created a bill of sale. They will now need to request through Option E for the conversion.

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**TAB 3 - Engineer's Reports and Ordering
the Levy of Assessments for Fiscal Year
2018/2019 for Street Light Maintenance
District No. 1, Landscape Maintenance
District No. 1, Landscaping and Lighting
District No. 2**

Mayor Pro Tem Scott stated that they paid Siemens to do a survey of all the light poles. They should have marked every pole that can be converted. Now they are saying they missed poles.

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Ms. Crow stated what she is saying is that Edison didn't sell it to them. They may have been on the initial list but it was not included in the sell list.

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Mr. Eisenbeisz stated that they can find that out. Some could be owned by the city before that action which means they could be in control of those poles and do the conversion as a separate item.

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Mayor Pro Tem Scott stated that he wants to see a report on where they are at with the conversions.

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Council Member Baca Jr. stated that they received grant monies to do these conversions and they shouldn't have to continue to dip into the General Fund to pay for maintenance. He sees in one of the three districts there are reserves and can they use it to pay down the deficit?

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City Attorney Galante stated that each of the assessment districts are separately approved by the original property owners through that assessment ballot so the funds must be maintained separately. They are for separate purposes or separate districts.

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Council Member Baca Jr. stated that he doesn't know what the plan is on how Public Works will spend those reserves. That plan should be brought to City Council so they can approve it. Obviously the route should be drought reduction. Half a million is a lot of money.

Yes, he agrees there should be a reduction in the reserves.

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Council Member Trujillo asked what measures are taken for the leaky irrigation. He still gets a lot of comments from residents seeing a lot of water being wasted.

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Ms. Crow stated if someone sees something to please report it to Public Works so the contractor can go out and make the repairs.

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Mayor Robertson stated that yes, they should be seeing a reduction because there is less foliage

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TAB 3 - Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2018/2019 for Street Light Maintenance District No. 1, Landscape Maintenance District No. 1, Landscaping and Lighting District No. 2

Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to Adopt Resolution No. 7348 Approving the Engineer's Reports and Ordering the Levy of Assessments for Fiscal Year 2018/2019 for Street Light Maintenance District No. 1, Resolution No. 7349 for Landscape Maintenance District No. 1, and Resolution No. 7350 for Landscaping and Lighting District No. 2.

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TAB 4 – Community Choice Aggregation Program

Tom Crowley, Utilities Manager presented the staff report regarding the Community Choice Aggregation Program.

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Representatives from Good Energy, L.P. gave a Powerpoint presentation regarding the Community Choice Aggregation Program.

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Mayor Robertson declared the public hearing open.

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ORAL COMMUNICATIONS

June Hayes, Utilities Commissioner, stated this item came before the Utilities Commission and they had a lot of questions. They were not able to give a recommendation either way.

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

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Mayor Pro Tem Scott asked if the dollars spend to do this is coming from the General Fund. What is the time period to recover these dollars?

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Mr. Crowley stated that if they were to go all the way through with the program, their upfront costs would be approximately \$563,060. That will be recovered the first three years of the life of the program. They will add an additional \$188,000 to the rate structure and recover that over the first 3 years. If the schedule holds they will start recovering in 2020, 2021 and 2022. Any other operational costs that would be incurring on an annual basis of carrying out the program, third party costs will be built into the rate structure for recovery.

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Mayor Pro Tem Scott stated that he is not opposed to this, it's a good idea. Under recommendations there should have been a line that said the Utilities Commission either approves or does not approve of this. He is concerned that this is not on the staff report. Then to hear Commissioner Hayes that they had a lot of questions that were not answered. He has a hard time voting on this. There is a reason they have commissions.

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TAB 4 – Community Choice Aggregation Program

Mayor Robertson concurs with Mayor Pro Tem Scott. She knows there are timeframes with this, however, they need to table this for two weeks.

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Tom Crowley stated that they will come back, the first meeting in July.

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Motion by Mayor Pro Tem Scott, second by Council Member Carrizales and carried by a 5-0 vote to continue the public hearing until the July 10th City Council Meeting.

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TAB 5 - Development Code Amendment regarding the sale of alcoholic beverages in sealed containers for off-site consumption

Gina Gibson Williams, Development Services Dept. presented the staff report regarding the Development Code Amendment regarding the sale of alcoholic beverages in sealed containers for off-site consumption.

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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 5-0 vote to close the public hearing.

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Mayor Pro Tem Scott thanked them for finally getting this done.

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City Attorney Galante read the proposed Ordinance No. 1602

“AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, AMENDING SECTIONS 18.110.020 AND 18.110.050 OF THE RIALTO MUNICIPAL CODE REGARDING THE SALE OF ALCOHOLIC BEVERAGES IN SEALED CONTAINERS FOR OFF-SITE CONSUMPTION”

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 5-0 vote to introduce Ordinance No. 1602. The vote was: AYES: Mayor Robertson, Mayor Pro Tem Scott, Council Member Trujillo, Council Member Baca Jr. and Council Member Carrizales. NOES: none. ABSENT: none. ABSTAIN: none.

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TAB 6 - License Plate Reading Systems

Interim Police Chief Mark Kling presented the staff report regarding the purchase of License Plate Reading Systems.

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Mayor Pro Tem Scott asked how does it work if someone in Fontana commits a crime?

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TAB 6 - License Plate Reading Systems

Interim Police Chief Kling stated for example, Fontana will send out a description of the car and Rialto will enter it into their system and it will bring up the car described and their license plates as they go through intersections.

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Council Member Trujillo asked if in the future are they looking at capturing other locations?

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Interim Police Chief Kling stated yes, this is just a beginning and they would like to expand cameras in other areas. Every entry and exit to be covered.

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Council Member Carrizales asked what are the differences of the two?

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Chief Kling stated that it's not a red light camera violation. It will not issue tickets. What it will do, if there is a particular crime and they get a description of the vehicle, then they will be able to locate it. It doesn't matter what type of crime it is, if they get a vehicle description and it passes through one of these locations, they will be able to locate it.

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ORAL COMMUNICATIONS

Terry Thompson, Rialto Resident stated that there is the proactive value of this system because the criminal will get caught.

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Council Member Baca Jr. stated this is a great tool for law enforcement to have and an upgrade in technology.

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Mayor Robertson stated there are always those who express invasion of their privacy. She would like to see them make people aware that it is there. It could be a deterrent for them not to come into the area.

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Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by a 5-0 vote to Approve Budget Resolution No. 7352 and Approve the Purchase of Twenty-Two Plate Hunter F3 Fixed License Plate Reading Systems and Two Mobile License Plate Reading Systems from Selex ES, Inc. in the Amount of \$366,509.60.

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TAB 7 - Animal Shelter Services

Interim Police Chief Mark Kling presented the staff report regarding Animal Shelter Services.

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TAB 7 - Animal Shelter Services

Rob Miller, Director of Animal Services for Riverside County gave a presentation of services.

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ORAL COMMUNICATIONS

Kathy Thompson, Rialto resident, stated she knows that San Bernardino County has a higher euthanasia rate than Riverside County, which is significantly a more modernized facility.

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Mayor Robertson stated that there is also significant savings in the administrative side.

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Council Member Baca Jr. thanked the Chief for his leadership on this. He has heard nothing but good things about the County of Riverside Animal Services and the humane treatment of animals. The dog they have now is a rescue from the County of San Bernardino.

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Mayor Pro Tem Scott stated that he thinks it's a good idea. It's sad that the county of San Bernardino doesn't have the same attitude about animals.

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Council Member Carrizales stated that he looks forward to the better treatment of animals.

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Motion by Council Member Carrizales, second by Council Member Baca Jr. and carried by a 5-0 vote to approve a Contract with the County of Riverside Department of Animal Services to Provide Animal Shelter Services in the Amount of \$303,017 for Fiscal Year 2018/2019.

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TAB 8 – Contract for Ambulance Billing

Fire Chief Sean Grayson presented the staff report regarding the One (1) Year Contract with Wittman Enterprises LLC for Ambulance Billing and related Professional Services.

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Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by a 5-0 vote to Approve a One (1) Year Contract with Wittman Enterprises LLC for Ambulance Billing and related Professional Services in the amount not to exceed \$100,000 per year and Authorize Issuance of a Purchase Order in the amount of \$50,000 for Fiscal Year 2017-2018 and \$100,000 Fiscal Year 2018-19.

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TAB 9 - Recruitments of various positions

Lucy Garcia, Human Resources Director presented the staff report regarding recruitments of various positions.

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Mayor Robertson asked why a position was put on hold in the Development Services Department.

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Robb Steel, Interim City Administrator stated that he has it on hold until he can propose a reorganization of the department. There is a need for staff but it may be a different position.

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 5-0 vote for the Approval to Proceed with the Recruitments Administrative Analyst (Payroll), Emergency Dispatcher I, Law Enforcement Technician, Police Officer (Lateral), Lifeguard, Lifeguard/Water Safety Instructor (WSI), and Administrative Aide.

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TAB 10 - Personnel Investigative Services

Lucy Garcia, Human Resources Director presented the staff report regarding an Increase to Purchase Order for Personnel Investigative Services.

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 5-0 vote to Approve an Increase to Purchase Order No. 2018-0725 with the Law Office of Kathy M. Gandara in the Amount of \$25,000 for a Total of \$74,500 to Cover Additional Costs Associated with Personnel Investigative Services.

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Council Member Carrizales left the dais at 9:06 pm

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TAB 11 – Urgency Ordinance prohibiting truck traffic on Ayala Drive

Gina Gibson Williams, Development Services Dept., presented the staff report regarding an Urgency Ordinance establishing a Moratorium to prohibit truck traffic on Ayala Drive.

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City Attorney Galante read the title of Ordinance No. 1602

AN INTERIM URGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIALTO, CALIFORNIA, ESTABLISHING A TEMPORARY MORATORIUM TO PROHIBIT TRUCK TRAFFIC ON AYALA DRIVE BETWEEN THE I-210 FREEWAY AND BASELINE ROAD WITHIN THE RENAISSANCE SPECIFIC PLAN OF THE CITY OF RIALTO

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TAB 11 – Urgency Ordinance prohibiting truck traffic on Ayala Drive

Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by 4-0 vote to adopt Interim Urgency Ordinance No. 1602. The vote was: AYES: Mayor Robertson, Mayor Pro Tem Scott, Council Member Trujillo and Council Member Baca Jr. NOES: none. ABSTAIN: Council Member Carrizales. ABSENT: none.

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Council Member Carrizales returned to the dais at 9:08pm

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TAB 12 – Extension of Escrow Period for Property at the southwest corner of Casmalia Avenue and Alder Avenue

John Dutrey, Development Services presented the staff report regarding property located at the southwest corner of Casmalia Avenue and Alder Avenue.

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 5-0 vote to 1) Approve extending the escrow period for six months to December 29, 2018 by depositing \$115,000 non-refundable with the County of San Bernardino as Seller; 2) Adopt Resolution No. 7353 Appropriating \$4,485,000 from General Fund Reserves to acquire the 13 acre Property at the southwest corner of Casmalia Avenue and Alder Avenue; and, 3) Authorize the City Administrator to execute appropriate documentation, in a form approved by the City Attorney, authorizing the extension.

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TAB 13 - Real Estate Advisory Services for Economic Development

John Dutrey, Development Services presented the staff report regarding Real Estate Advisory Services for Economic Development.

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Motion by Council Member Trujillo, second by Mayor Pro Tem Scott and carried by a 5-0 vote to Approve 1) Amendment #2 to the Professional Service Agreement with Keyser Marston Associates for Real Estate Advisory Services for Economic Development by increasing the maximum authorization by \$ 40,000 to a total of \$115,000 and 2) Amendment #1 to the Professional Services Agreement for Real Estate Advisory Services for Affordable Housing Projects, increasing the maximum authorization by \$11,000 to a total of \$23,000.

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TAB 14 - Contract Change Order No. 7 with KASA Construction – Joe Sampson Park Project

Hector Gonzalez, Public Works Dept. presented the staff report regarding the Contract Change Order No. 7 with KASA Construction – Joe Sampson Park Project.

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 5-0 vote to 1) Approve Contract Change Order No. 7 with KASA Construction in the Amount of \$54,357, and 2) Approve a Purchase Order Increase to St. Francis Electric in the Amount of \$22,350 for the Joe Sampson Park Project, City Project No. 150303.

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TAB 15 - Design, Printing and Mailing of the Rialto Progress Community Magazine

Perry Brents, Community Services Director presented the staff report regarding the Design, Printing and Mailing of the Rialto Progress Community Magazine.

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Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by a 5-0 vote to Approve Geographics and Southwest Offset Printing as Graphics and Print Vendors for the Design, Printing and Mailing of the Rialto Progress Community Magazine for a cost of \$ 112,000 annually.

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CLOSED SESSION

Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by a 5-0 vote to return to Closed Session at 9:17pm.

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City Council returned to open session at 10:37 pm with all members present.

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City Attorney's Report on Closed Session

City Attorney Fred Galante stated that City Council returned to Closed Session to discuss the balances of the items:

2. Conference with Legal Counsel - Anticipated Litigation. One item. City Council received an update, provided direction and no further reportable action was taken.
4. Public Employee Performance Evaluation. Title: Interim City Administrator. City Council held a discussion, provided direction and no further reportable action was taken.

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REPORTS

Mayor and City Council gave their reports.

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ADJOURNMENT

Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by a 5-0 vote to adjourn the City Council Meeting at 10:39 p.m. in memory of:

Mr. Max Eugene Tidler

Rialto Resident and former Transportation Commissioner
JUNE 15, 1939 – JUNE 10, 2018

Mr. David A. Green

San Bernardino, CA
MARCH 1, 1954 – JUNE 8, 2018

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MAYOR DEBORAH ROBERTSON

ATTEST:

CITY CLERK BARBARA MCGEE