

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

**MINUTES  
January 8, 2019**

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

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

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**CALL TO ORDER**

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

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The roll was called and the following were present: Mayor 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 Sean Grayson, City Attorney Fred Galante, and City Clerk Barbara McGee. City Treasurer Edward Carrillo was absent.

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**Subsequent Need item**

City Attorney Galante stated that there was a recent mediation after the posting of the agenda.

San Bernardino Valley Municipal Water District v. San Gabriel Valley Water d.b.a Fontana Water Company, et al

S.B. Superior Court Case No. CIVDS1311085

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Motion by Mayor Pro Tem Scott, second by Council Member Baca Jr. and carried by a 5-0 vote to add the subsequent need item to the Closed Session on the Agenda.

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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) Michael Darkens v City of Rialto

WCAB 1792900017

(b) Brian Park v City of Rialto

WCAB SAC0000178734 & SAC0000178670

2. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9.

Number of cases: Two cases

## **CLOSED SESSION**

3. CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9.

Number of cases: Three cases

4. PUBLIC EMPLOYMENT - The City Council will discuss the following pursuant to Government Code Section 54957

Title: Interim City Administrator

5. 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) on the following cases:

a. Equilon Enterprises, LLC v. City of Rialto, San Bernardino Superior Court, Case No. CIVDS1602980

b. Phillips 66 Company v. City of Rialto, San Bernardino Superior Court, Case No. CIVDS1516839

c. SFPP, L.P. v. City of Rialto, San Bernardino Superior Court, Case No. CIVDS1603260

d. Tesoro Logistics Operations, LLC v. City of Rialto, San Bernardino Superior Court, Case No. CIVDS1603163

6. San Bernardino Valley Municipal Water District v. San Gabriel Valley Water d.b.a Fontana Water Company, et al  
S.B. Superior Court Case No. CIVDS1311085

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Motion by Mayor Pro Tem Scott, second by Council Member Carrizales and carried by 5-0 vote to go into Closed Session at 5:05 pm.

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

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## **CALL TO ORDER**

Mayor Robertson called the meeting to order at 6:20 p.m.

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 Sean Grayson, City Clerk Barbara McGee, City Attorney Fred Galante and City Treasurer Edward Carrillo.

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### **Pledge of Allegiance and Invocation**

Mayor Pro Tem Ed Scott 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**

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

1. Conference with Legal Counsel – Existing Litigation. Two Workers Compensation matters. Michael Darkens and Brian Park.
2. Conference with Legal Counsel – Anticipated Litigation. Only one case was discussed. City Council received an update, the potential initiation of litigation, provided direction and no reportable action was taken.
3. Conference with Legal Counsel – Anticipated Litigation. One signification exposure to litigation was discussed. Motion by Mayor Robertson, second by Mayor Pro Tem Scott and carried by a 5-0 vote to direct a settlement with Kathy Gandara for the authorized amount she offered to discount the invoice by 15% which equates to \$2,835.22 for a total payment of \$16,066.21 to resolve any and all balances dues and any further potential claim by Ms. Gandara.
4. Public Employment. City Council held a brief discussion on Interim City Administrator.
5. Conference with Legal Counsel regarding four cases of existing litigation.
  - a. Equilon Enterprises, LLC v. City of Rialto
  - b. Phillips 66 Company v. City of Rialto
  - c. SFPP, L.P. v. City of Rialto
  - d. Tesoro Logistics Operations, LLC v. City of Rialto
6. Conference with Legal Counsel - Existing Litigation. San Bernardino Valley Municipal Water District, et. al. v. San Gabriel Valley Water d.b.a Fontana Water Company, et. al. Council Member Trujillo abstained and left the Closed Session Room and did not participate in discussion. The rest of the members of City Council received an update to the status of that case, provided direction and further reportable action was taken.

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## **PRESENTATIONS AND PROCLAMATIONS**

1. Proclamation - National Mentoring Month - Mayor Robertson  
· S.B. County Children's Network and Big Brothers, Big Sisters of the Inland Empire
2. Presentation by Jennifer O'Farrell, Executive Director of Big Brothers, Big Sisters
3. Certificate of Recognition - Veteran Wall of Freedom Honoree Leroy Parker - Mayor Deborah Robertson
4. Certificate of Recognition - Rialto Black History Committee – Council Member Rafael Trujillo

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## **ORAL COMMUNICATIONS**

Jamie Watkins – CIFAC, founded by construction labor union. They create job opportunities for construction workers. They provide resources to local agencies and construction workers.

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Lupe Camacho, Rialto resident, provided voter registration information where she is providing outreach to the residents in English and Spanish. She stated that there are Census job opportunities. She knows they are working on getting a committee together for community outreach to be counted in the Census.

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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. 23 (12/12/18)
- B.2 Warrant Resolution No. 23A (12/13/18)
- B.3 Warrant Resolution No. 24 (12/20/18)
- B.4 Warrant Resolution No. 25 (01/03/19)
- B.5 Warrant Resolution No. 25A (01/03/19)

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### **C. CLAIMS AGAINST THE CITY**

- C.1 Charles A. Hayes - vehicle damage
- C.2 Ricky A. Scott - vehicle damage
- C.3 Stella McGee - vehicle damage
- C.4 Leonetta Leban - personal injury
- C.5 Maria Pimentel - personal injury

## **CONSENT CALENDAR**

### **D. SET PUBLIC HEARING**

- D.1 Request City Council to Set a Public Hearing for January 29, 2019 to consider General Plan Amendment No. 2018-0002, which is a request to change the land use designation of approximately 4.75 acres of land from Residential 6 to Residential 12, Zone Change No. 2017-0004, which is a request to change the zoning designation of approximately 4.75 acres of land from Single-Family Residential (R-1C) to Multi-Family Residential (R-3), and Tentative Tract Map No. 2017-0006 (TTM 20108), which is a request to allow the subdivision of approximately 4.75 acres of land into thirty-two (32) single-family lots, one common open space lot and a stormwater retention basin. A Mitigated Negative Declaration (Environmental Assessment Review No. 2017-0066) is included for consideration in conjunction with the project.

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### **E. MISCELLANEOUS**

- E.1 Request City Council Adopt Resolution No. 7439 and Rialto Utility Authority Board Adopt RUA Resolution No. 01-19, Authorizing Submission of a Grant Application to the State Water Resources Control Board for the Water Recycling Funding Program Pilot Project.
- E.2 Request City Council Adopt Resolution No. 7440 and Rialto Utility Authority Board Adopt RUA Resolution No. 02-19, Approving an Extraterritorial Wastewater Service Agreement with AIGGRE Cedar Avenue Investor, LLC, for the Cedar Avenue Technology Park warehouse located at 18750 Orange Street, Bloomington, Assessor's Parcel Number 0253-211-56.
- E.3 Request City Council to Receive and File the Statement of Income and Expense for November 2018 related to the Construction Reimbursement Agreement with Ayala@210LLC for Off-Site Improvements on Renaissance Parkway.
- E.4 Request City Council to Receive and File the Statement of Income and Expense for November 2018 related to the Construction Loan Agreement with Ayala@210LLC for On-site Improvements for the Renaissance Plaza Retail Center on Renaissance Parkway.
- E.5 Request City Council to Approve 2019 Investment Policy.
- E.6 Request City Council to Receive and File the October 2018 Treasurer's Report.
- E.7 Request City Council to Authorize a Purchase Order Change Notice (2019-1059) with Robert Half International, Office Team in the amount of \$17,000 to Provide Audit Accounting Services in the Finance Department for Fiscal Year 2018/19, increasing the Purchase Order to a total of \$32,000.
- E.8 Request City Council to Authorize the Release of Request for Bid No. 19-030 for the Annual Slurry Seal Project, City Project No. 180805.

## **CONSENT CALENDAR**

- E.9 Request City Council to Approve the Second Amendment to the Professional Services Agreement with Alta Planning + Design for Professional Services related to the City of Rialto Active Transportation Program, Safe Routes to School Program, in the Amount of \$39,200.
- E.10 Request City Council, Acting as Successor Agency to the Redevelopment Agency for the City of Rialto, to Adopt Resolution No. 7441 Approving the Last and Final Recognized Obligation Payment Schedule, Recognized Obligation Payment Scheduled for Fiscal Year 2019-20, and the Administrative Budget for Fiscal Year 2019-20.
- E.11 Request City Council Adopt Resolution No. 7442 and Rialto Utility Authority Board Adopt RUA Resolution No. 03-19, Approving an Extraterritorial Wastewater Service Agreement with Social Science Services, Inc., for the Property Known as Maple House and Located at 10888 Maple Avenue, Bloomington, San Bernardino County, Assessor's Parcel Number 0256-203-23-0000.
- E.12 Request City Council Adopt Resolution No. 7443 and Rialto Utility Authority Board Adopt RUA Resolution No. 04-19, Approving an Extraterritorial Wastewater Service Agreement with Social Science Services, Inc., for the Property Known as Cedar House and Located at 18612 Santa Ana Avenue, Bloomington, San Bernardino County, Assessor's Parcel Number 0257-031-16-0000.
- E.13 Request City Council Approve Sign and Access Easement Agreement by and between the City of Rialto and LHR Renaissance Marketplace South LLC.
- E.14 Request City Council Approve a Grant of Easement Agreement for Communication Facilities by and between the City of Rialto and Pacific Bell Telephone Company.
- E.15 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 October/November 2018.
- E.16 Request City Council to Receive and File the Statement of Income and Expenses related to Airport Escrow Account for October and November 2018.

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## **E.9**

Lupe Camacho, Rialto resident, recognizes they are having active transportation being planned and all these contractors should be working hand in hand. There are three plans from three different companies and would like to prevent piece-mealing these projects. They are paying a lot of money for it not to work well together.

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## **CONSENT CALENDAR**

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 E.3, E.4, E.13, E.15 and E.16.

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### **TAB 1 - Proposed Annexation of Territory to CFD No. 2016-1**

Jessica Brown, Finance Director presented the staff report regarding annexing the Etiwanda Homes project into the Community Facilities District No. 2016-1.

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

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City Attorney Galante stated that this is an item where City Council needs to consider and adopt the first two resolutions, which calls for the election and to open the ballots and establish the election process. If it successful then it's a separate motion to certify the results of the election.

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 5-0 vote to approve Resolution No. 7444 Authorizing The Annexation Of Territory To Community Facilities District No. 2016-1 (Public Services) (Annexation No. 2) And Authorizing The Levy Of A Special Tax And Submitting The Levy Of Tax To The Qualified Electors and Resolution No. 7445. Calling A Special Election And Submitting To The Voters Of Annexation No. 2 Of City Of Rialto Community Facilities District No. 2016-1 (Public Services) Propositions Regarding The Annual Levy Of Special Taxes Within Annexation No. 2 To Finance Public Services, And The Establishment Of An Appropriations Limit.

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City Clerk McGee tallied the votes.

1. Prop A – NO
2. Prop B – NO

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City Attorney Galante stated that the Measure was defeated so the third Resolution would not be appropriate.

They will need to contact the developer because this was a condition of approval. This means it will not be annexed into the District which means the development will have to pay its own costs and performs some public facilities.

**TAB 1 - Proposed Annexation of Territory to CFD No. 2016-1**

City Attorney Galante stated it was a condition of approval that was imposed when this development was approved, that they would consent to the annexation. Either there was a misunderstanding when they received the ballot or some intention not to comply with the condition of approval. They will either be directly responsible for all the costs to provide these services or they should annex into the District. Staff should notify them and try to find out if this was done in error.

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Robb Steel, Development Services Director stated that this is a Services CFD and not an infrastructure CFD and it is a condition of approval so they wouldn't grant them their certificates of occupancy. So he thinks it was probably an error and went to the wrong person. They will contact the developer and explain the gravity of the vote.

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**TAB 2 - California Citizens Option for Public Safety (COPS) Allocation of 2018/2019 Funding**

Police Chief Mark Kling presented the staff report regarding the California Citizens Option for Public Safety (COPS) Allocation of 2018/2019 Funding.

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Motion by Mayor Pro Tem Scott, second by Council Member Trujillo and carried by a 5-0 vote to Accept California Citizens Option for Public Safety (COPS) Allocation of 2018/2019 Funding and Adopt Budget Resolution No. 7447 Appropriating Funds in the Amount of \$162,684.

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**TAB 3 – Amend the 2018-2019 Authorized Budgeted Positions to add One Police Lieutenant**

Police Chief Mark Kling presented the staff report regarding the addition of One Police Lieutenant position.

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Mayor Robertson stated that it was mentioned that this position would help address the concerns at Renaissance and Rialto Marketplace. She had asked if the property owners had put in the necessary security details and the cameras they required.

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Police Chief Kling stated he doesn't have an answer and he will provide an answer to City Council if they had complied. Individually, there are some businesses that have put in camera systems. But the center as a whole, he doesn't have an answer.

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Mayor Robertson stated that this has been an ongoing conversation and they need to get to a point of finding out what they are planning on providing.

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**TAB 3 – Amend the 2018-2019 Authorized Budgeted Positions to add One Police Lieutenant**

Mayor Pro Tem Scott stated related to the conversation they have had with Lewis in the Economic Development Committee, he doesn't believe the cameras were installed as they expected. He had asked Lewis to be prepared to present a full report at the next EDC meeting.

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Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by a 5-0 vote to Approve Budget Resolution No. 7448 to Amend the 2018-2019 Authorized Budgeted Positions to add One Police Lieutenant.

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**TAB 4 - Pavement Management Program Consulting Services**

Robert Eisenbeisz, Public Works Director presented the staff report regarding Pavement Management Program Consulting Services.

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Peter Bucknam with Bucknam Infrastructure Group, Inc., gave a brief presentation on the details of the proposed approach to the city's pavement management program.

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**ORAL COMMUNICATIONS**

Lupe Camacho, Rialto resident asked is there a reason why they are not listing who the external evaluators are? The point system doesn't match what is in the spreadsheet, which raises questions. There is nothing in the RFP or the consultant proposal that states specifically there will be any considerations to any ADA improvements or pedestrian improvements. She wants to make sure that is included.

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June Hayes, Rialto resident, stated that they were told the city doesn't get enough money to pave the streets properly so a "tax" was put on the residents to pave more streets. They have been paying this "tax" for five years. Five years ago they were at a rating of 60 and now they are at a rating of 60. One would think that would improve if they were doing all this work. They need to pave the roads and use the money wisely. They need to make sure the grading of the system improves and shows the residents that the money they pay on their trash bill has some impact.

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Mayor Pro Tem Scott in relation to the evaluation panel. Mr. Schaffer a city employee and Mr. Rigoni, PE works for who.

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Mr. Eisenbeisz stated that Mr. Rigoni works for Lockwood Engineering providing project management services.

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**TAB 4 - Pavement Management Program Consulting Services**

Mayor Pro Tem Scott asked if Mr. Mata is with the County of San Bernardino.

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Mr. Eisenbeisz stated yes, he runs the pavement lab and program at the County.

The last time a pavement assessment was done was in 2013. There were two different components of that assessment. They did one for residential streets and one for arterial streets and both reports had findings and identified a priority that was brought to City Council that was adopted in a five year plan that they have just completed.

They will probably see with this latest assessment, they should see the results of all the recent paving. He expects to see the pavement condition index improve.

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Mayor Pro Tem Scott asked during the assessment they will do the streets that have been recently paved?

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Mr. Eisenbeisz stated that they will do the entire City. They will be aware of recently paved and planned activities.

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Mayor Pro Tem Scott stated so if they look at Renaissance Pkwy and they believe it needs a slurry, even knowing Lewis will do it later, are they going to note that it needs a slurry? Is this report going to be on ESRI?

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Mr. Eisenbeisz stated yes, they will make a note of it. They are going to provide a GIS component.

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Mr. Bucknam, consultant stated that their standard submittals for the GIS layers are the paving condition index map which will show every section and its condition, a work history map based on the work history that was assessed. Then when the city is moving towards adopting a forecast maintenance plan which is typically a five-year plan. They show which sections will be scheduled.

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Mayor Pro Tem Scott asked if they are using ESRI to its full potential.

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Mr. Eisenbeisz stated he would say no. they have made strides in that area. They at one point lost one of the positions they had who was updating that data. City Council approved some personnel changes this year, they were able to replace the position and their intent is to resume those activities and continue to build on that GIS system.

**TAB 4 - Pavement Management Program  
Consulting Services**

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Mayor Pro Tem Scott stated that he is finding out that most departments is way underutilizing it. He think as a city they need to correct that. He is not opposed to this, when they did this in 2013, while it may benefit Public Works, it doesn't benefit them. The reason he brings that up is because they are the ones who get contacted by the community constantly. If they can develop some kind of report for City Council.

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Mr. Eisenbeisz stated that he is excited about this approach because it will be able to provide those tools to help answer community questions. They need to bring it all back to City Council to get direction on the five-year plan and then have it available.

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Mayor Pro Tem Scott stated that they have major and intermediate streets, where part of the street is in the County. Will they note in the report that the County portion is in bad condition? The average resident doesn't know it's a County street or a City street but the fact is that the cars drive on it are City residents. They need to take a different approach if they can't get the County to fix the streets. For instance city crews just went on Lilac between Etiwanda and Foothill and took care of the holes on the City side of Lilac but on the County side they did nothing. He knows fixing the street on the County side is not City responsibility, but it's still Rialto residents traveling on that street. His personal opinion is that the City should patch the County side in those instances and maybe work out a reimbursement agreement with the County. When they do projects like this that is important to the community, the number one thing in his entire career that he hears from residents is complaints about potholes. He wishes they would consider inviting members of the community to sit in the evaluation process so they can see it's transparent.

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Council Member Baca Jr. stated that this pavement management program is very important. They need to share with the public realistically what the money is. Without a pavement management report he can name many streets that need improvements. Hopefully they can stay on top of this and get it done expeditiously and keep the timelines.

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Council Member Trujillo stated that a lot of the comments he receives is that the Renaissance looks good but then they look at the streets. He agrees that they need to make streets look nicer. This is an important subject with the community.

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**TAB 4 - Pavement Management Program  
Consulting Services**

Mayor Robertson stated a resident made reference to the pavement management fund. In the report she would hope they list where and how they used the funds in the last 3- years.

She asked where does the current rating come from?

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Mr. Eisenbeisz stated it comes from previous reports that were done in 2007 and 2013. It's a projection of what was in the prior plan.

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Mayor Robertson stated she hopes when they do get this report it shows the roads that had a failure. Are those going to be noted and carried over? She doesn't believe they have addressed them. If they already failed, then they are not going to be at a slurry seal level of work.

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Mr. Eisenbeisz stated that is correct, depending on the condition then they would have different treatments all the way to full reconstruction.

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Mayor Robertson stated that she heard they should have a report April/May. Can they make sure they give an update to the Transportation Commission because she hopes to engage the commissioners on the activities and things they do. It's hard for her to say the commissioners have added value if they are not taking the opportunity to engage them. Looking at the website, she thought they talked about giving the residents an opportunity to inform them of the potholes using GIS. Their calls do put the City on notice. They see a number of claims come in and the process they summarily dismiss when the reality is that if they hit a pothole and they know it's out there chances are there was some damage. How can it be more informational and helpful on the website?

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Mayor Pro Tem Scott stated he realizes it may cost money but they need to take advantage of ESRI to help set up some of this stuff and properly use it. It has a lot of benefits to the City.

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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 Professional Services Agreement with Bucknam Infrastructure Group, Inc., for Pavement Management Program Consulting Services in the Total Amount of \$138,575 over a Three-Year Term, with Two Optional One-Year Extensions.

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**TAB 5 - Water Facility Improvement  
Project W13 - Willow Booster Station  
Valve Replacement**

Suzanne Wilcox, Utilities Division presented the staff report regarding Water Facility Improvement Project W13 - Willow Booster Station Valve Replacement.

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Mayor Robertson stated that it was mentioned that this item was taken to the Utilities Commission but was it taken to the water subcommittee. She believes it was not because why wouldn't they note it in the staff report.

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Mayor Pro Tem Scott stated no, it never came to the committee.

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Ms. Wilcox stated she was under the impression that it had in October or November. She knows there was delay before they took it to the Utilities Commission because there was a questions about the sizes of the valves.

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Mayor Robertson stated she is concerned about moving forward with this without it having a discussion with the water subcommittee. Given the degree that they are spending a lot of time. She thinks they even had a meeting before they went dark and this was not before them. She would like to defer the project.

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Mayor Pro Tem Scott stated that it says four valves, are those valves strictly for the Rialto Water System.

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The Project Manager for Rialto Water Services, yes all these four are for the City of Rialto water system.

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Mayor Pro Tem Scott asked if there was a reason they need to be approved tonight? Or can they wait for 3 weeks?

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Mayor Robertson asked what was the condition of the valves right now?

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The RWS Project Manager stated that the valves are leaking so they put a blind flange onto it. They can wait for the next cycle to approve it.

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Mayor Pro Tem Scott asked if they removed water from the Baseline Feeder into Rialto's system?

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**TAB 5 – Water Facility Improvement  
Project W13 – Willow Booster Station  
Valve Replacement**

The RWS Project Manager stated yes, it also does that.

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Mayor Pro Tem Scott are they currently using water out of the Baseline Feeder?

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The Project Manager stated they have another site that has the capacity to boost.

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**ORAL COMMUNICATIONS**

June Hayes, Utilities Commissioner stated that her only concern is the timeframe on this because of its location, it will be very disruptive to the Eisenhower High School. It's important they be able to do this during the wet season when they don't need the pipes and also when Eisenhower is on break.

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Mayor Pro Tem Scott stated they won't be on Spring break until March, is this when they plan to do it?

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The RWS Project Manager stated yes, because it's right on the sidewalk on Baseline.

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Mayor Pro Tem Scott asked how many days to complete the project?

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The RWS Project Manager stated two weeks at the most.

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Motion by Mayor Robertson, second by Mayor Pro Tem Scott and carried by a 5-0 vote to Table this TAB.

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**TAB 6 – Proposed Ordinance regarding  
Competitive Service**

Lucy Garcia, Human Resources Director presented the staff report regarding a proposed Ordinance regarding competitive service.

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Mayor Robertson stated in the report, she wants to understand the statement about the at-will, it says it's currently under the RMMA or any others the city shall meet and confer. So the position was already there and they are saying they are still required to meet and confer or have they already met and conferred?

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**TAB 6 – Proposed Ordinance regarding Competitive Service**

Ms. Garcia stated that this particular position is not part of the Unit Member definition for the Mid-Managers group. The only thing they will associate it with is the benefits and it will be at-will.

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**ORDINANCE NO. 1612**

AN ORDINANCE OF THE CITY OF RIALTO, CALIFORNIA, AMENDING THE RIALTO MUNICIPAL CODE SECTION 2.50.060 (AMENDING ORDINANCE 1591) REGARDING COMPETITIVE SERVICE

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Motion by Council Member Baca Jr. second by Mayor pro Tem Scott and carried by a 5-0 vote to Introduce for First Reading of Ordinance No. 1612. Roll Call Vote was: AYES: Mayor Robertson, Mayor Pro Tem Scott, Council Member Baca Jr., Council Member Trujillo and Council Member Carrizales. NOES: none. ABSTAIN: none. ABSENT: none.

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**TAB 7 – Increase PO for Code Enforcement Management Services**

Interim City Administrator Sean Grayson presented the staff report regarding an increase to PO for Code Enforcement Management Services.

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Mayor Pro Tem Scott stated that he is not willing to vote on this tonight because there is no contract attached. He will not vote on items without a contract attached. He is willing to make a motion to approve an amount that will keep Mr. Freiholtz working but they need to bring this back to the next City Council Meeting with the contract.

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City Attorney Galante asked if they have an estimate of what will hold over until the January 29<sup>th</sup> Meeting.

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Interim City Administrator Grayson stated a \$5000 Purchase Order authorization would more than cover until the January 29<sup>th</sup> Meeting.

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Motion by Mayor Pro Tem Scott, second by Council Member Carrizales and carried by a 5-0 vote to approve an Increase to Purchase Order 2019-1189 with Richard Freiholtz in the amount of \$5,000 in the current fiscal year for Code Enforcement Management Services until the January 29<sup>th</sup> City Council to review the contract.

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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 Council Member Carrizales and carried by a 5-0 vote to adjourn the City Council Meeting at 8:42 pm.

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MAYOR DEBORAH ROBERTSON

**ATTEST:**

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CITY CLERK BARBARA A. McGEE