

# City of Rialto

*Council Chambers  
150 S. Palm Ave.  
Rialto, CA 92376*



## **Regular Meeting** **ACTION AGENDA**

**Tuesday, April 10, 2018**

**5:00 PM**

**CITY COUNCIL, City of Rialto, acting as Successor Agency to the  
Redevelopment Agency, RIALTO UTILITY AUTHORITY**

### **City Council**

*Mayor Deborah Robertson  
Mayor Pro Tem Ed Scott  
Council Member Joe Baca Jr.  
Council Member Rafael Trujillo  
Council Member Andy Carrizales  
Barbara A McGee City Clerk  
Edward Carrillo City Treasurer  
Fred Galante City Attorney  
Robb Steel Interim City Administrator*

Members of the public are afforded an opportunity to speak on any listed agenda item. Please notify the City Clerk if you wish to do so. All agendas are posted in the City Hall Administration Building (150 South Palm Avenue, Rialto) at least 72 hours in advance of the meeting. All writings that relate to an agenda item for an open session of a regular meeting of the City Council distributed to all, or a majority, of the Council Members also shall be made available, at the same time but not sooner than 72 hours before a regular meeting, for public inspection in the Office of the City Clerk located at 290 West Rialto Avenue, Rialto, California (909-820-2519) from 7:00 a.m. to 6:00 p.m., Mondays through Thursdays, and on the City's website at [www.rialto.ca.gov](http://www.rialto.ca.gov) Any person having a question concerning any agenda item may call the City Clerk's office to make inquiry concerning the nature of the item described on the agenda.

Based upon the open meeting laws (the Brown Act), additional items may be added to the agenda and acted upon by the City Council only if it is considered to be a "subsequent need" or "emergency" item and is added by a two-thirds vote. Matters raised under Oral Communications may not be acted upon at that meeting other than as provided above.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Director of Public Works at (909) 421-7279. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CAR 35.102-35.104 ADA Title II).

## **Next Ordinance No.1601**

## **Next Resolution No.7320**

### **Called to Order By:**

### **ROLL CALL**

### **Rialto – Entering a Second Century of Progress**

- *Rialto will be a Family First Community*
- *Rialto Shall Attract High-Quality Development and Improve its Physical Environment*
- *Rialto's Economic Environment will be Healthy and Diverse*
- *Rialto will be an Active Community*

All items listed on this agenda are being considered and/or acted upon by the City Council on behalf of the City of Rialto, except for such items as are designated by the "RUA," "RHA," which items are being considered and/or acted upon by the Members of the Rialto Utility Authority or Rialto Housing Authority of the City of Rialto in its separate legal capacity. For convenience and ease of administration only, the agendas for each separate legal body have been consolidated herein

5:00 p.m.

## **CLOSED SESSION**

- 1      [18-305](#)      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) Kathy Thompson v. City of Rialto  
WCAB SAC0000178771
  - (b) Michael Badin v. City of Rialto  
WCAB SAC000017828
  - (c) Paul Truffa v. City of Rialto  
WCAB SAC0000178664
  - (d) Carl E. Jones, Christopher Hice v. City of Rialto, et al  
U.S. District Court, Case No: 5:17-cv-01650-GW-(KKx)
- 2      [18-327](#)      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-Real Property Acquisition
  - Property:              APN 0264-151-50,59,73,79,80,81 (six parcels)  
Northeast corner of Ayala Drive & Renaissance  
Parkway
  - Negotiators:              Robb R. Steel, Interim CA/Development SVS. Director  
Fernando Acosta, Ayala and 210 Partners LLC
- 3      [18-337](#)      Conference with Legal Counsel - Threat of Litigation: Initiation of litigation pursuant to paragraph (4) of Subdivision (d) of Government Code Section 54956.9. Number of cases: One case.  
Claimant: Joe Yancey, JD Yancey Enterprises

**6:00 p.m.**

**Called to Order By:**

**ROLL CALL**

**PLEDGE OF ALLEGIANCE-Council Member Rafael Trujillo**

**INVOCATION-Rev. Jose Vindel-Rialto Methodist Church**

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

**PRESENTATIONS AND PROCLAMATIONS**

- 1      [18-298](#)      Resolution-Airbag Recall-Mayor Deborah Robertson
- 2      [18-189](#)      Presentation-Students of the Month-Mayor Deborah Robertson
- 3      [18-299](#)      Proclamation-Child Abuse Awareness Month-Mayor Deborah Robertson
- 4      [18-335](#)      Certificates of Recognition-San Bernardino County Science Fair  
Winners-Council Member Rafael Trujillo
- 5      [18-300](#)      Proclamation-National Animal Care and Control Appreciation Week  
Interim Police Chief Mark Kling
- 6      [18-312](#)      Proclamation-National Public Safety Telecommunicators Week  
Interim Police Chief Mark Kling
- 7      [18-302](#)      Proclamation-National 911 Awareness and Education Month  
Interim Police Chief Mark Kling
- 8      [18-336](#)      Recognition of 20 and 25 Years of Employee Service to the City of Rialto  
Director of Human Resources/Risk Management Lucy Garcia

**ORAL COMMUNICATIONS    (5-min time limit)**

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

*NOTICE TO THE PUBLIC*

*All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion in the following form listed. There will be no separate discussion on these items. If discussion is required, the item will be removed from the Consent Calendar and will be considered separately. Vote may be by roll call.*

## **CONSENT CALENDAR**

### **A. WAIVE FULL READING OF ORDINANCES**

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

### **B. APPROVAL OF WARRANT RESOLUTIONS (ACTION)**

B.1 [18-307](#) Resolution No. 36 (03/22/18)

B.2 [18-308](#) Resolution No. 37 (03/29/18)

### **C. APPROVAL OF MINUTES**

C.1 [18-309](#) Regular City Council Meeting-March 13, 2018

### **D. CLAIMS AGAINST THE CITY**

D.1 [18-310](#) Lourdes Pinela et. al - Personal Injury

### **E. SET PUBLIC HEARING**

E.1 [18-303](#) Request City Council to Adopt **Resolution No. 7316** and Set a Public Hearing for **April 24, 2018**, to Consider Ordering the Abatement of Weeds on Various Properties within the City limits, and to hear any Objections to Imposing the Abatement Cost Therefore as a Lien Against Parcels of Property Set Forth in Exhibit A.

E.2 [18-316](#) Request City Council to **1)** Set a Public Hearing for **April 24, 2018** to Conduct a Property Owner Protest Ballot Proceeding; **2)** Adopt **Resolution No. 7311** Initiating the Proceedings for the Annexation of Properties to the Rialto Landscaping and Lighting District No. 2 and to Levy and Authorize Collection of Assessments Commencing with Fiscal Year 2018/2019; **3)** Adopt **Resolution No. 7312** Declaring the Intention to Annex Properties to the Rialto Landscaping and Lighting District No. 2 and **4)** Direct Willdan Financial Services, on behalf of the City Clerk, to mail a public notice and official ballot to all affected property owners.

**F. MISCELLANEOUS**

- F.1**     [18-253](#)     Request City Council to Approve the Amended Agreement between the City and Inland Molina Health Care of California (MHCC) to Identify Certain Health Care Services Provided by the City to Medi-Cal Managed Care Beneficiaries.
- F.2**     [18-286](#)     Request City Council to Receive and File the Statement of Income and Expenses related to Airport Escrow Account for February 2018.
- F.3**     [18-287](#)     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 February 2018.
- F.4**     [18-297](#)     Request City Council to Receive and File the Statement of Income and Expense for February 2018 related to the Construction Reimbursement Agreement and Amendment #1 with Ayala@210LLC for Off-site Improvements on Renaissance Parkway.
- F.5**     [18-292](#)     Request City Council to Approve the Designation of an Art Park and the installation of art along Willow Avenue South of First Street for the National Endowment for the Arts Grant and Adopt **Budget Resolution No. 7317** Authorizing expenditures of program grant funds.
- F.6**     [18-290](#)     Request City Council to Authorize issuance of a Purchase Order with Rick Engineering for \$21,490 to perform various On-Call Traffic Engineering

**Motion by Council Member Baca Jr., second by Mayor Pro Tem Scott and carried by unanimous vote to approve the Consent Calendar except for items E-2, F-2, F-3, F-4. Council Member Carrizales abstained.**

**TAB PUBLIC HEARING**

- TAB1**     [18-326](#)     Request City Council to Continue the Public Hearing to Adopt **Resolution** Approving a Purchase and Sale Agreement and Construction Loan Agreement by and between the City of Rialto and Ayala@210LLC and Adopt Budget **Resolution**.  
**(ACTION)**

**Motion by Council Member Baca Jr., second by Council Member Trujillo and carried by 4-0 vote to continue the Public Hearing. Council Member Carrizales abstained.**

**TAB NEW BUSINESS**

**TAB2** [18-295](#) Request City Council's Approval to Proceed with the Recruitments of Administrative Assistant (DS), Administrative Assistant (PD), Senior Office Specialist (PD), Field Services Worker (PW), Firefighter/Paramedic (Safety/ Fire), Police Captain (Safety/ PD), and Instructor (Part-Time/ CS).  
**(ACTION)**

**Motion by Council Member Baca Jr., second by Council Member Scott and carried by unanimous vote to approve Tab 2.**

**TAB3** [18-260](#) Request City Council to Approve the Infrastructure Prioritization Report of the Safe Route to School Plan.  
**(ACTION) POWERPOINT**

**Motion by Mayor Robertson, second by Council Member Trujillo and carried by unanimous vote to approve Tab 3**

**TAB4** [18-296](#) Request City Council to Adopt **Resolution No. 7318**, Adopting the 2018/19 Road Maintenance and Rehabilitation Account Project List.  
**(ACTION)**

**Motion by Council Member Carrizales, second by Council Member Trujillo and carried by unanimous vote to approve Tab 4.**

**TAB5** [18-293](#) Request City Council to Adopt Resolution No. **7319** accepting the Augmented 2017 Active Transportation Program Grant Funding for Active Transportation Projects Through the Road Repair and Accountability Act of 2017, Senate Bill 1 (SB1) in the Amount of \$1,260,000; and Approve a Professional Services Agreement with KOA Corporation, in the Amount of \$194,025 for the Cactus Trail Design, City Project No. 170801.  
**(ACTION)**

**Motion by Council Member Baca Jr., second by Council Member Carrizales and carried by unanimous vote to approve Tab 5.**

**REPORTS****MAYOR:****COUNCIL MEMBERS:****CITY ATTORNEY:**

**CITY ADMINISTRATOR:**

**ADJOURNMENT**