

CITY OF COLTON
CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
FOR THE CITY OF COLTON/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND
COLTON HOUSING AUTHORITY
CLOSED SESSION MINUTES

January 16, 2018

Closed Session Meeting was held on the above given date at 5:01 p.m., in the Council Chamber of City Hall, with Mayor DeLaRosa presiding.

CITY COUNCIL ROLL CALL

Councilmembers present were, Mayor Pro Tem Toro (*appeared at 5:02 p.m.*), Navarro, González, Woods, Suchil; and Mayor DeLaRosa; with Cisneros, Absent (*excused*).

STAFF PRESENT

City Manager Smith, City Attorney Campos, and City Clerk Padilla.

PUBLIC COMMENT

None

CLOSED SESSION

City Attorney Campos announced the City Council would meet in Closed Session to Discuss Item A & B.

- A. CONFERENCE WITH LEGAL COUNSEL – POSSIBLE INITIATION OF LITIGATION –
Pursuant to California Government Code, Section 54956.9(d)(4)
Two (2) potential cases: City of Colton v. United Beverage 1601 E. Steel Road, Colton, CA;
and City of Colton v. Gold 469 West K Street, Colton, CA

- B. CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION –
Pursuant to California Government Code, Section 54956.9(d)(2)/(e)(1).
One Potential Case

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:02 p.m. and at 6:04 p.m., the meeting reconvened, with all members present heretofore.

City Attorney Campos announced that the City Council did meet in Closed Session and discussed Items A through C; with direction to staff and no reportable action.

CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR THE CITY OF
COLTON/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND
COLTON HOUSING AUTHORITY
REGULAR MEETING MINUTES

January 16, 2018

Regular Meeting held on the above-given date at 6:11p.m. in the Council Chamber of City Hall, with Mayor DeLaRosa presiding.

INVOCATION/FLAG SALUTE

Reverend Jonathon Florez

CITY COUNCIL ROLL CALL

Council Members Present

Richard A. DeLaRosa, Mayor
David J. Toro, Mayor Pro Tem
Frank J. Navarro
Dr. Luis S. González
Jack R. Woods
Isaac T. Suchil

Staff Present

William R. Smith, City Manager
Carlos Campos, City Attorney
Carolina R. Padilla, City Clerk

Council Members Absent

Ernest R. Cisneros (*excused*)

CEREMONIAL MATTERS

Presentations, Awards, Proclamations

- Presentation - Introduction of New Employees in the Fire Department
 - New Deputy Fire Chief
 - Firefighter Paramedic

Fire Chief McHargue introduced two new members of the City of Colton Fire Department: Dan Harker, Deputy Fire Chief; and Joey Armendarez, Firefighter Paramedic.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF DECEMBER 19, 2017.

GIFT DISCLOSURES

Mayor DeLaRosa asked the members present if there were any agenda items that were a conflict of interest pursuant to CMC Section 2.04.030. None disclosed.

AB 1234 ORAL REPORTS

Mayor DeLaRosa asked the members present if there were any brief reports on meetings attended at the expense of the City. (*GC Section 53232.3(d)*). None disclosed.

APPOINTMENTS

- Mayor Pro Tempore Appointment

Motion and Second by Mayor DeLaRosa/CM González to nominate CM Woods for Mayor Pro Tempore.

Vote: Motion carried with CM Cisneros absent.

PUBLIC COMMENT

General

The following community members addressed the Council: Jackie Ficaretta; Anthony Garcia; Laura Chavez; Mark Garcia; Christie Irish-Ré; and Eugene Valdez.

Business Items

(12) Modifying various provisions of Chapter 15.40 (Historic Preservation) of Title 15 (Buildings and Construction) relating to the duties of the Historic Preservation Commission

The following community members addressed the Council: Henry Vásquez.

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 1 through 9.

Councilmembers present selected items for discussion and clarification by staff: CM González, Item 4; MPT Woods/Mayor DeLaRosa, Item 5; and Mayor DeLaRosa, Item 6.

Motion and Second by CM Navarro/CM Suchil to approve the Consent Calendar Item 1 through 9.

Vote: Motion carried with CM Cisneros absent.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting Held December 19, 2017 on File in the Office of the City Clerk.
- (2) Warrants - Approval US Bank vouchers dated 12/21/2017 and totaling \$31,607.67; voucher numbers 16698 to 167814 dated 12/14/2017 and totaling \$747,788.12; voucher numbers 167815 to 167944 dated 12/21/2017 and totaling \$3,243,544.74; voucher numbers 167945 to 168029 dated 12/26/2017 and totaling \$64,747.18 and voucher numbers 168030 to 168115 dated 12/28/2017 and totaling \$1,551,904.58, on file in the Finance Department.
- (3) City's Investment Policy – Approve and adopt a Resolution delegating to the City Treasurer the authority to investment and reinvest funds for the City and to sell or exchange securities, RESOLUTION NO. R-05-18.
- (4) Approval of Water Purchase for Basin Replenishment – Approve the purchase of 500 Acre Feet (AF) of water for Bunker Hill Basin replenishment through the San Bernardino Valley Municipal Water District at a cost of \$118.40/AF or a total cost of \$59,200.
- (5) Request for Additional Funds for City-Wide Tree Trimming Services – Adopt Resolution authorizing the use of \$100,000 from Waste Disposal Agreement (WDA) funds for tree trimming and amend the fiscal year 2017/18 expenditure appropriation by \$100,000; and approve the Second Amendment to the Maintenance Service Agreement with The Original Mowbray's Tree Service, RESOLUTION NO. R-01-18.
- (6) Contract Fire Plan Check Services Increase – Approve an increase in the annual Fire Plan Check Services of Dennis Grubb and Associates from \$25,000 to \$75,000 due to increased new construction and other projects in the City, RESOLUTION NO. R-04-18.
- (7) Centrepointe Car Wash C.U.P. Review – One-year review of Conditional Use Permit (File Index No. DAP-001-190) after the start of beer & wine sales at a convenience market/car wash/gasoline sales business located at 1140 South Mount Vernon Avenue. Property owner/operator: Centerpoint Car Care LLC – Tejas Modi, President (File Index No. DAP-001-478).
- (8) Recognized Obligation Payment Schedule for the Period Covering July 1, 2018 through June 30, 2019 – Adopt Resolution approving and adopting a Recognized Obligation Payment Schedule for the period covering July 1, 2018 through June 30, 2019 pursuant to Health and Safety Code Section 34177, RESOLUTION SAR-01-18.

- (9) PERS Health Insurance Plan - Approve the PERS Resolution for International Brotherhood of Electrical Workers Local 47, Electric Division that has made an election to enroll in Public Employees' Medical & Hospital Care Act (PEMHCA), RESOLUTION NO. R-07-18.

PUBLIC HEARINGS

- (10) East K Street Rezoning and GPA – Adopt Resolution for General Plane Land Use Map Amendment to properties located at 134 through 162 East K Street and conduct first reading and Zone Change Amendments to the “Official Zoning Map” File No. DAP-001-482, RESOLUTION NO. R-02-18, ORDINANCE NO. O-02-18.

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING TO APPROVE AND ADOPT A RESOLUTION FOR GENERAL PLANE LAND USE MAP AMENDMENT TO PROPERTIES LOCATED AT 134 THROUGH 162 EAST K STREET AND CONDUCT FIRST READING AND ZONE CHANGE AMENDMENTS TO THE “OFFICIAL ZONING MAP” FILE NO. DAP-001-482; THIS INCLUDES WAIVE FURTHER READING, READ BY TITLE ONLY AND INTRODUCE ORDINANCE NO. O-02-18.

Mayor DeLaRosa declared the Public Hearing Open.

City Clerk Padilla submitted the Notice of Public Hearing (*on file in the City Clerk's Office*) and announced no protest or objections received thereto.

STAFF PRESENTATION

Mario Suarez, Senior Planner, Development Services Department, presented for Council consideration and action with the assistance of a PowerPoint presentation entitle ‘DAP-001-482 GPA & Rezone East K St.’

PUBLIC COMMENT

None.

Motion and Second by CM González/MPT Woods to close the public hearing.

Vote: Motion carried with CM Cisneros absent.

Motion and Second by CM González/CM Suchil to approve and adopt Resolution No. R-02-18.

Vote: Motion carried with CM Cisneros absent.

Motion and Second by CM González/CM Suchil to waive further reading, read by title only, and introduce Ordinance No. O-02-18.

Vote: Motion carried with CM Cisneros absent.

BUSINESS ITEMS

- (11) Receive and File the 2016-17 CAFR and related reports – It is recommended that the City Council receive and file the Fiscal Year 2016-17 Comprehensive Annual Financial Report (CAFR), GANN limit report and Management letters.

Staff Presentation

Stacey Dabbs, Finance Director, presented for review the 2016-17 CAFR and related reports. Daphnie Munoz, CPA of WNDE Consultants explained the Scope of Services; Auditor’s Opinion and Reports; and Communication with those charged with governance; with no objection by Councilmembers present; report

received and filed.

- (12) Modifying various provisions of Chapter 15.40 (Historic Preservation) of Title 15 (Buildings and Construction) relating to the duties of the Historic Preservation Commission – It is recommended that the City Council waive further reading, read by title only and introduce Ordinance No. O-01-18 of the City of Colton amending portions of Chapter 15.40 of Title 15 of the Colton Municipal Code relating to the Historic Preservation Commission, ORDINANCE NO. O-01-18.

Staff Presentation

Mark Tomich, Development Services Director, presented for Council consideration and approval of staff's recommendation.

Motion and Second by CM Suchil/CM Navarro to waive further reading, read by title only, and introduce Ordinance No. O-01-18.

Vote: Motion carried with CM Cisneros absent.

- (13) Appointment of Ballot Measure Committee Members - Waive full reading, read by title only and introduce Ordinance No. O-02-18, an ordinance amending Section 2.30.030 of the Colton Municipal Code relating to the Appointment of Ballot Measure Committee Members, ORDINANCE NO. O-03-18.

Staff Presentation

Carlos Campos, City Attorney presented for Council consideration and approval of staff's recommendation.

Motion and Second by CM Suchil/CM Navarro to waive further reading, read by title only, and introduce Ordinance No. O-03-18.

Vote: Motion carried with CM Cisneros absent.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

Comments from Mayor and Council on various issues and activities throughout the community.

CITY TREASURE REPORT

Aurelio De La Torre, Treasurer, announced the annual January disclosure; the Electric Department Risk Management Committee is in compliance with its responsibility and risk assessment having met regularly or communicated to evaluate any risk to the utility; No risks are anticipated at this time.

CITY MANAGER'S REPORTS

None

ADJOURNMENT

At 7:38 p.m., Mayor DeLaRosa adjourned the Regular Council Meeting in memoriam of Dorothy Calderilla and Victoria Morales;



Carolina R. Padilla
City Clerk