

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

July 17, 2018

Regular Meeting held on the above-given date at 6:01 p.m. in the Council Chamber of City Hall, with Mayor DeLaRosa presiding.

INVOCATION/FLAGE SALUTE: Reverend Jonathon Florez

CITY COUNCIL ROLL CALL

Council Members Present

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

Staff Present

William R. Smith, City Manager
Marco Martinez, Asst. City Attorney
Carolina R. Padilla, City Clerk

Council Members Absent

None

CEREMONIAL MATTERS

Presentations, Awards, Proclamations

- Presentation - San Bernardino Valley Water Conservation District Board Member Milford Harrison, Division 3, gave an overview of the history and current projects of the Conservation District and announced the current district motto: "Helping Nature Store Our Water".

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF JULY 17, 2018

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)*).

MPT Woods announced his attendance at the 2018 City/County Conference on 6/27-28/18 at Lake Arrowhead, CA.

Mayor DeLaRosa moved PUBLIC COMMENT forward with no objections by Councilmembers present.

PUBLIC COMMENT

The following community members addressed the Council: Fred Diaz; Estell Kunter; Patricia Gunderson; Jackie Ficarotte; Ben Eilenberg; Carlos Palomino Sr.; Larry Rivas; Cynthia DeLaRosa; Christine Irish-Ré; and Dana Ibarra.

PUBLIC HEARINGS

- (1) First City Council Public Hearing – Consider New Electoral District Maps Reducing the Number of Council Members from Six with an At-Large Elected Mayor to Four with an At-Large Elected Mayor

TIME AND PLACE FIXED TO CONSIDER AND ADJUST BOUNDARIES OF PROPOSED DISTRICT-BASED ELECTION MAPS THAT WOULD REDUCE THE NUMBER OF CITY COUNCIL DISTRICTS FROM 6 TO 4, WITH AN AT-LARGE ELECTIVE MAYOR.

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 there were no protests or objections thereto.

STAFF PRESENTATION

City Manager Smith with the assistance of Attorney Priest presented an overview of the above-mention item for Council consideration and requested approval of staff's recommendation.

PUBLIC COMMENT

The following community members addressed the Council: Estell Kunter (*spoke in opposition*); and Christine Irish-Ré (*spoke in support*).

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

Vote: Unanimous

COUNCIL DISCUSSION

Discernment and discussion between Councilmembers; with clarification provide by staff: Attorney Priest.

Motion and Second by Mayor DeLaRosa/CM González to approve the redistricting proposal and “Current Match” electoral map.

Vote: Motion carried with CM Toro and CM Suchil voting NO.

BUSINESS ITEMS

- (2) Local Initiative Measure – Continuing the General Fund Transfer From Electric System Surplus Revenue Fund up to a Maximum of 20% of Gross Revenue - Adopting the following Resolutions: Resolution No. R-80-18 calling for the placement of the continuing General Fund Transfer initiative measure on the November 6, 2018 ballot; Resolution No. R-81-18 requesting the County of San Bernardino to consolidate this election with the Statewide General Election also to be held on November 6, 2018; and Resolution No. R-82-18 setting deadlines and rules for the submission of primary and rebuttal arguments for and against the proposed initiative measure, RESOLUTION NO. R-80-18, RESOLUTION NO. R-81-18, RESOLUTION NO. R-82-18.

STAFF PRESENTATION

City Manager Smith with the assistance of Attorney Priest presented an overview of the above-mention item for Council consideration and requested approval of staff's recommendation.

PUBLIC COMMENT

The following community members addressed the Council: Larry Rivas.

COUNCIL DISCUSSION

Discernment and discussion between Councilmembers; with clarification provide by staff: City Manager Smith; Finance Director Dabbs; Attorney Priest; and City Treasurer De La Torre.

Motion and Second by Mayor DeLaRosa/CM González to approve and adopt Resolution No. R-80-18, Resolution No. R-81-18, and Resolution No. R-82-18.

Vote: Unanimous

- (3) Local Initiative Measure – Establishing a Tax on Cannabis Businesses Operating Within the City of Colton - Consider adopting the following Resolutions: Resolution No. R-83-18 calling for the placement of a cannabis business tax initiative measure on the November 6, 2018 ballot; Resolution No. R-84-18 requesting the County of San Bernardino to consolidate this election with the Statewide General Election also to be held on November 6, 2018; and Resolution No. R-85-18 setting deadlines and rules for the submission of primary and rebuttal arguments for and against the proposed initiative measure, RESOLUTION NO. R-83-18, RESOLUTION NO. R-84-18, RESOLUTION NO. R-85-18.

STAFF PRESENTATION

Director Mark Tomich, Development Services Department, with the assistance of Attorney Priest presented for Council consideration an overview of the above-mention item; concluded with approval of staff's recommendation.

PUBLIC COMMENT

The following community members addressed the Council: Gem Montes; and Gary Grossich.

COUNCIL DISCUSSION

Discernment and discussion between Councilmembers; with clarification provide by staff: Attorney Priest.

Motion and Second by MPT Woods/Mayor DeLaRosa to approve and adopt Resolution No. R-83-18, Resolution No. R-84-18, and Resolution No. R-85-18.

Vote: Unanimous

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 4 through 14.

Motion and Second by CM Navarro/CM Suchil to approve the Consent Calendar Item 4 through 14.

Vote: Unanimous

- (3) Minutes – Approval of Minutes for the City Council Regular Meeting Held July 3, 2018 on File in the Office of the City Clerk.
- (4) Warrants – Approve US Bank voucher dated 06/20/2018 and totaling \$31,687.77; voucher numbers 171778 to 171916 dated 06/28/2018 and totaling \$2,628,679.46; voucher numbers 171917 to 172008 dated 07/02/2018 and totaling \$70,096.37 and voucher numbers 172009 to 172154 dated 07/05/2018 and totaling \$491,808.60.

- (5) Authorization of the 2018-19 Annual Special Tax For Community Facilities District (CFD) 90-1 – Approve and Adopt Resolution R-78-18 authorizing the 2018-2019 Annual Special Tax Levy for CFD 90-1, RESOLUTION NO. R-78-18.
- (6) Biennial Review of the City’s Conflict of Interest Code – direct the review of the City’s Conflict of Interest Code and the filing of a Biennial Notice with the City Clerk regarding such review, as required by the Political Reform Act.
- (7) Budget Appropriation for Purposes of Customer Service Training – Approve and Adopt Resolution R-72-18 authorizing an appropriation of \$7,800 from General Fund Reserves to Development Services/Planning/Travel & Meeting Account, RESOLUTION NO. R-72-18.
- (8) Amended and Restated Conservation Easement for Long-Term Stewardship of Conservation Land within the West Valley Habitat Conservation Plan – Authorize the Amended and Restated Conservation Easement for the West Valley Conservation Plan in favor of the Rivers and Land Conservancy, approve and adopt RESOLUTION NO. R-73-18.
- (9) 2017 Annual Power Source Disclosure – Approve and Adopt Resolution R-79-18 approving the 2017 Annual Power Source Disclosure Report and Attestation of the Veracity of the Annual Report, RESOLUTION NO. R-79-18.
- (10) Acceptance of Easements for the Laurel Grade Separation Project – Approve and accept the easements for the Laurel Grade Separation Project.
- (11) OmniTrans Passenger Amenity Program Agreement – Approve the amended and restated Joint Powers Agreement between the County of San Bernardino and Cities of Chino, Chino Hills, Colton, Fontana, Grand Terrace, Highland, Loma Linda, Montclair, Ontario, Rancho Cucamonga, Redlands, Rialto, San Bernardino, Upland, and Yucaipa for County Wide Transportation Authority.
- (12) Setting of Public Hearing Date for the Basic Fee for Storm Water Services and Storm Water Management User Fee - Set a Public Hearing for August 7, 2018 to adopt a Resolution approving the Basic Fee for Storm Water Services and the Storm Water Management User Fee as provided for in Chapter 14.01 of the Colton Municipal Code.
- (13) E Street and H Street Vacation – Colton Quiet Zone – Approve and Adopt Resolution R-76A-18 to summarily vacate the excess right-of-way described in the proposed Resolution and direct staff to record the Resolution with the San Bernardino County Recorder, RESOLUTION NO. R-76A-18.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

CITY MANAGER’S REPORTS

City Manager Smith introduce new employee Steve Wise; Planning Manager.

ADJOURNMENT

At 8:52 p.m., Mayor DeLaRosa adjourned the Regular Council Meeting.

Carolina R. Padilla

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City Clerk