

CITY OF COLTON CITY COUNCIL
COLTON UTILITY AUTHORITY/COLTON PUBLIC FINANCING AUTHORITY AND
COLTON HOUSING AUTHORITY
CLOSED SESSION MINUTES

August 7, 2018

Closed Session Meeting was held on the above given date at 5:00 p.m., in the Council Chamber of City Hall, with Mayor DeLaRosa presiding.

CITY COUNCIL ROLL CALL

Councilmembers present were, Toro (*appeared at 5:10*), Cisneros, Navarro, González, Mayor Pro Tem Woods, Suchil, and Mayor DeLaRosa.

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 and B.

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant Exposure to Litigation, Pursuant to Government Code Section 54956.9(d)(4)
One (1) Potential Case

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code section 54957(b)
Title: City Manager

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:01 p.m. and at 6:03 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 Item A and B; with direction to staff and no reportable action.

CITY COUNCIL/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND COLTON HOUSING AUTHORITY
REGULAR MEETING MINUTES

August 7, 2018

Regular Meeting held on the above-given date at 6:04 p.m. in the Council Chamber of City Hall, with Mayor DeLaRosa presiding.

INVOCATION: Pastor Don Dueñez, Echoes of Love Ministry

FLAG SALUTE: American Legion Post #155; Member Louie Barrera & Steve Ferrence.

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
Carlos Campos, City Attorney
Carolina R. Padilla, City Clerk

Council Members Absent

None

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

PUBLIC COMMENT

The following community members addressed the Council: Randall Cenicerros; Anthony Martin; Christine Irish-Ré

CEREMONIAL MATTERS

Presentations, Awards, Proclamations

- Presentation – Economic Development Retail Activity

Art Morgan, Economic Development Manager, presented an outlook of the Economic Development Retail Activity as of August 2018.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF AUGUST 7, 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)*). None disclosed.

MAYOR AND COUNCIL DISCUSSION ITEMS

- Discussion and consider appointing authors to write arguments for and against proposed General Fund Transfer and Cannabis Business Tax Measures.

Mayor DeLaRosa proposed and made a motion for the Council as a whole to author the arguments for the proposed General Fund Transfer and Cannabis Business Tax Measures; and the team to write the arguments would be the Council representatives on the Finance Committee: Mayor DeLaRosa, Councilmember Suchil, and Councilmember Navarro.

Motion and Second by Mayor DeLaRosa/CM Suchil to approve the recommended motion as outlined by Mayor DeLaRosa.

Vote: Unanimous

PUBLIC HEARINGS

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

TIME AND PLACE FIXED TO CONDUCT THE SECOND AND FINAL CITY COUNCIL PUBLIC HEARING TO CONSIDER NEW ELECTORAL DISTRICT MAPS REDUCING THE NUMBER OF COUNCIL MEMBERS FROM SIX WITH AN AT-LARGE MAYOR TO FOUR WITH AN AT-LARGE MAYOR AND 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

Attorney William Priest, BB&K, 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:

Ben Eilenberg, spoke against approval of the item;

Linda Black, spoke in support of the item; and

Gary Grossich, spoke in support of the item.

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

Vote: Unanimous

Motion and Second by Mayor DeLaRosa/CM González to approve and adopt Resolution Nos. R-96-18, Resolution No. R-97-18, and Resolution No. R-98-18.

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

RESOLUTION NO. R-98-18

At the City Council's discretion, appoint authors to write arguments and rebuttals for and against Measure (primary arguments are due August 23, with rebuttals due August 28)

Motion and Second by Mayor DeLaRosa/MPT Woods to allow the public (*individual voter(s) who is eligible to vote on the measure*) to write arguments and rebuttals for and against the measure.

Vote: Unanimous

- (2) Basic Fee for Storm Water Services and the Storm Water Management User Fee Public Hearing – Adopt Resolution R-89-18 approving the Basic Fee for Storm Water Services and Storm Water Management User Fee for Fiscal Year 18/19.

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING TO APPROVE AND ADOPT A RESOLUTION APPROVING BASIC FEE FOR STORM WATER SERVICES AND THE STORM WATER MANAGEMENT USER FEE FOR FISCAL YEAR 18/19, AS PROVIDED FOR IN CHAPTER 14.01 OF THE COLTON MUNICIAPL CODE, RESOLUTION NO. R-89-18.

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 there were no protests or objections thereto.

PUBLIC COMMENT

None

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

Vote: Unanimous

Motion and Second by CM González/MPT Woods to approve and adopt Resolution No. R-89-18

Vote: Unanimous

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 3 through 19.

Councilmembers present selected items for discussion and clarification by staff: MPT Woods Item 3; CM Suchil, Item 9; and MPT Woods, Item 16.

Motion and Second by CM Navarro/CM Sucil to approve the Consent Calendar Item 3 through 19.

Vote: Unanimous

- (3) Minutes – Approval of Minutes for the City Council Joint Special Meeting with Planning Commission held July 10, 2018, and Minutes for the City Council Regular Meeting held July 17, 2018 on File in the Office of the City Clerk.
- (4) Warrants – It is recommended that the City Council approve voucher numbers 172155 to 172316 dated 07/12/2018 and totaling \$2,987,503.76; voucher numbers 172317 to 172440 dated 07/19/2018 and totaling \$1,293,877.86; voucher numbers 172441 to 172564 dated 07/26/2018 and totaling \$7,058,714.79; voucher numbers 172565 to 172655 dated 07/30/2018 and totaling \$68,550.98; a payroll disbursement listing for the period 04/21/2018 to 05/04/2018 and totaling \$817,165.58 and a payroll disbursement listing for the period 05/05/2018 to 05/18/2018 and totaling \$967,973.98disbursement listing for the period 05/05/2018 to 05/18/2018 and totaling \$967,973.98.
- (5) City Treasurer's Report - Receive and File City Treasurer's Report for May 2018 and June 2018.
- (6) Extension of Tolling Agreement: Roquet Ranch Project Entitlements – Approve a three (3) month extension to the existing tolling agreement between the City of Colton, Sunmeadows LLC, and the Colton Coalition for the Environment regarding the Roquet Ranch Specific Plan entitlements.
- (7) Approve Extending a Service and Nondisclosure Inter-Utility Agreement between Southern California Gas Company and Colton Electric Department – Approve extending a service and non-disclosure inter-utility agreement between Southern California Gas Company and Colton Electric Department, RESOLUTION R-88-18.
- (8) Award of Contract for the Riverside Avenue Pavement Repair Project to D.M. Contracting, Inc. in the amount of \$48,818 – Authorize the award of construction for the Pavement Rehabilitation along Riverside Avenue Project to D.M. Contracting, Inc. as the lowest responsive and responsible bidder in the amount of \$48,818.

- (9) Measure I Five Year Capital Improvement Program and Capital Project Needs Analysis for Fiscal Year 2018-2019 – Approve Resolution R-91-18 reaffirming and adopting Fiscal Year 2018-2019 Measure I Five-Year Capital Improvement Plan and Expenditure Strategy Plan. Approve Resolution R-92-18 approving submittal of the Fiscal Year 2019-2020 thru Fiscal Year 2023-2024 Five-Year Capital Projects Needs Analysis to the San Bernardino County Transportation Authority as required by the Measure I Strategic Plan, RESOLUTION NO. R-91-18 and RESOLUTION NO. R-92-18.
- (10) Set Public Hearing, for the meeting of August 21, 2018, A Resolution Pertaining to Weed Abatement and The Placement of Parcels on the County Property Assessment Tax Rolls - Set the public hearing for the meeting of August 21, 2018, to approve a resolution pertaining to weed abatement and the placement of parcels on the county property assessment tax rolls.
- (11) Accept and Approve the Recordation of Parcel Map 19874 for 1600 West Valley Boulevard – Accept and Approve the Recordation of Parcel map 19874 for the Southwest Corner of Valley and Pepper Avenue.
- (12) Energy Efficiency Program Restructuring and Continued Program Professional Service Agreements – Approve and adopt Resolution R-86-18 authorizing the energy efficiency program restructuring and continued professional service agreements through Southern California Public Power Authority as recommended by the Utilities Commission, RESOLUTION R-86-18.
- (13) Water Conservation Program Restructuring and New Professional Service Agreements – Approve Resolution R-87-18 authorizing the water conservation division participation, in Professional Services Agreements, between Southern California Public Power Authority (SCPPA), RESOLUTION R-87-18.
- (14) Approve First Amendment to Maintenance Services Agreement with CSR Air Conditioning & Heating, Inc. – Approve First Amendment to the Maintenance Services Agreement with CSR Air Conditioning and Heating for various repair services and replacement of the air conditioning unit at the Development Services Department and approve Resolution R-90-18 amending the budget for FY2018-19 to appropriate Cap and Trade Funds in the Electric Department for the Air Conditioning Replacement Program for Energy Efficiency in City facilities, RESOLUTION R-90-18.
- (15) First Amendment to the Maintenance Services Agreement with General Pump Company – Approve the First Amendment to the Maintenance Services Agreement (MSA), dated September 5, 2017, with General Pump Company to increase the annual compensation for the current year by \$500,000.
- (16) Approve and Adopt Resolution R-94-18 to Amend the FY 2018-2019 Budget and Accept \$7,500 Grant Funding from California State Library for the Immigration Alliance Project for Bilingual Materials – Approve and adopt Resolution R-94-18 authorizing the execution of an agreement for grant funding through the California State Library and amend the Fiscal Year 2018-2019 budget to reflect the receipt of \$7,500 for the Immigrant Alliance Project, RESOLUTION R-94-18.
- (17) Approve and Adopt Resolution R-95-18 to Amend the FY 2018-2019 Budget and Accept \$30,000 Grant Funding from Library Services and Technology Act for Teen S.T.E.A.M. Project – Approve and adopt Resolution R-95-18 authorizing the execution of an agreement for grant funding through the California State Library and amend the Fiscal Year 2018-2019 budget to reflect the receipt of \$30,000 in Federal Library Services and Technology Act funds for the Teen S.T.E.A.M. Project, RESOLUTION R-95-18.
- (18) Agreement with Blais & Associates to Provide Grant Writing Services – Approve the Professional Services Agreement for Blais & Associates to provide professional grant writing services to apply for

the Highway Safety Improvement Program Cycle 9.

- (19) Approve City Manager Authority to extend contract to provide law enforcement services at the Arrowhead Regional Medical Center for two additional years – Authorize the City Manager to extend the Professional Services Agreement with The County of San Bernardino – Arrowhead Regional Medical Services, for law enforcement services an additional two years.

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 reported Rotary International donated to the City twenty-five shade trees, including labor; in addition announced the Special Meeting of June 13, 2018 at 5:30 p.m. to discuss the impending Measure D sunset.

ADJOURNMENT

At 7:51 p.m., Mayor DeLaRosa adjourned the Regular Council Meeting in memorium of City of Colton Fire Engineer Ryan Foulks.



Carolina R. Padilla
City Clerk