



CITY OF COLTON

City Hall

650 N. La Cadena Drive
Colton, CA 92324

Website: www.coltonca.gov

Mayor Richard A. DeLaRosa

Council Members:

David J. Toro – District 1

Summer Zamora Jorin – District 2

Frank J. Navarro – District 3

Dr. Luis S. González – District 4

Deirdre H. Bennett – District 5

Isaac T. Suchil – District 6

City Treasurer Aurelio De La Torre

City Manager William R. Smith

City Attorney Carlos Campos

City Clerk Carolina R. Padilla

AGENDA

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

TUESDAY, DECEMBER 6, 2016 - 5:00 P.M.

COUNCIL CHAMBERS

CLOSED SESSION – 5:00 P.M.

CLOSED SESSION CALLED TO ORDER

ROLL CALL

PUBLIC COMMENT

Limit 5 Minutes

This is the portion of the meeting specifically set aside to invite your comments regarding Closed Session items; however, any matter that requires action will be referred to staff for investigation and report at a subsequent Council meeting. The Council is prohibited by law from discussing or taking immediate action on items during this public comment period.

Persons desiring to submit paperwork to the City Council Members shall provide copy of any paperwork to the City Clerk for the Official Record.

Speakers will be limited to 5 minutes; provided, however, that the presiding officer shall have certain discretion to extend or limit time as provided for in the City Council Manual of Procedure.

- A. CONFERENCE WITH LABOR NEGOTIATORS
 Pursuant to Government Code Section 54957.6
 Agency designated representatives: Elvie Balderrama, Human Resources Director
 Employee Groups: General Unit, Mid-Management Unit, Confidential Group, Colton Police Officers Association, Colton Police Management Association, Colton Police Dispatchers Association, Colton Fire Association; International Brotherhood of Electrical Workers (IBEW), Water and Wastewater

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
 Pursuant to Gov. Code sec. 54956.9(d)(1)
 Name of Case: Manuel Bravo Martinez v. City of Colton, et al.
 Case Number: US District Court, Central District, Case No. 5:16-cv-00702

- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
 Pursuant to Gov. Code sec. 54956.9(d)(1)
 Name of Case: Ronald Collins v. City of Colton, et al.
 Case Number: San Bernardino County Superior Court Case No. CIVDS 1501669; US District Court, Central District, Case No. 5:15-cv-01771

CITY ATTORNEY ORAL REPORT ON CLOSED SESSION ACTIONS

RULES OF DECORUM

To help conduct the business of the City Council in an orderly fashion, the City Council has adopted rules pertaining to decorum and order, as provided for in the City Council Manual of Procedure. The City Council will strictly enforce these rules in order to allow full expression of ideas and opinions by councilmembers, staff and the public. Generally, the City's rules of decorum prohibit comments or actions which willfully disrupt the meeting. All remarks and questions shall be addressed to the Council as a whole and not to any particular member. No individual Councilmember or member of the City staff shall be questioned without first obtaining permission from the Presiding Officer. The City Council asks that all persons - including councilmembers, staff and the public - act and speak respectfully.

OPEN SESSION

6:00 P.M.

OPEN SESSION CALLED TO ORDER

INVOCATION Pastor Tim Isom - Faith Way Nazarene

FLAG SALUTE Louie Barrera & Steve Ferrance, American Legion Post 155

ROLL CALL

CITY CLERK ITEMS

CANVASS OF ELECTION

- (1) Approve and adopt a Resolution of the City Council Reciting the Fact of the General Municipal Election held on November 8, 2016, declaring the Result and such other matters as provided by Law, **RESOLUTION NO. R-117-16. [Staff Person: S. Sanchez]**

PRESENTATION TO OUTGOING CITY OFFICIALS BY INVITED DIGNITARIES / REPRESENTATIVES

COMMENTS FROM OUTGOING CITY OFFICIALS

OATH OF OFFICE

City Clerk Carolina R. Padilla calls the newly-elected City Officials forward. The Oath of Office and the Certificate of Election is issued by City Clerk Carolina R. Padilla.

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**RECEPTION IN THE LOBBY**

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OPEN SESSION CALLED TO ORDER

ROLL CALL

COMMENTS FROM INCOMING CITY OFFICIALS

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

MAYOR AND COUNCIL ITEMS

GIFT DISCLOSURES

Prior to rendering a decision in any proceeding involving a license, permit, contract or other entitlement pending before the city council, any council member who has received been promised a gift or gifts aggregating \$50.00 or more in value within the preceding twelve months from a party or participant in the proceeding shall disclose that fact either orally or in writing during open session. This disclosure shall be made part of the official public record of the proceeding, either as part of the minutes of the meeting or as a separate writing filed with the city. (CMC Section 2.04.030)

AB 1234 ORAL REPORTS

Members of the city council shall provide brief reports on meetings attended at the expense of the city. (GC Section 53232.3(d))

MAYOR AND COUNCIL ACTION ITEMS

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PUBLIC COMMENT

**Limit 5 Minutes**

*This is the portion of the meeting specifically set aside to invite your comments regarding Consent Calendar items and any matters within the jurisdiction of the City Council; however, any matter that requires action will be referred to staff for investigation and report at a subsequent Council meeting. The Council is prohibited by law from discussing or taking immediate action on items during this public comment period.*

Persons desiring to submit paperwork to the City Council Members shall provide copy of any paperwork to the City Clerk for the Official Record.

Speakers will be limited to 5 minutes; provided, however, that the presiding officer shall have certain discretion to extend or limit time as provided for in the City Council Manual of Procedure.

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CONSENT CALENDAR

All matters listed under the Consent Calendar are considered by the City Council to be routine and will all be enacted by one motion. There will be no separate discussion of these items prior to the time the City Council votes on the motion, unless councilmembers, staff or the public request that specific items be discussed and/or removed for separate discussions or action.

- (2) Minutes – Approval of Minutes for the City Council Regular Meeting Held November 15, 2016; Minutes for the Regular Adjourned Meeting held November 23, 2016; Minutes for the Special Meeting held November 23, 2016 on File in the Office of the City Clerk. **[City Clerk Padilla]**
- (3) Warrants – Approval of Payable Warrants #159375 to 159409 dated 11/10/2016 and totaling \$266,220.64; voucher numbers 159410 to 159471 dated 11/17/2016 and totaling \$340,472.70; voucher numbers 159472 to 159543 dated 11/23/2016 and totaling \$188,489.52 and a payroll disbursement listing for the period 10/22/2016 to 11/04/2016 and totaling \$763,488.16. **[Staff Person: S. Dabbs]**
- (4) Adopt Fine Increases – Approve a Resolution to adopt fine increases for commercial vehicle Municipal Code violations, **RESOLUTION NO. R-118-16. [Staff Person: M. Owens]**
- (5) Contract Amendment Department of Education Pre School – Adopt a Resolution approving Amendment No. 01 for State of California Contract CSPP-6399 for the provision of Pre-School services in the Early Childhood Education Division of the Community Services Department for Fiscal Year 2016-17 and amending the budget for the current fiscal year to account for increased funding, **RESOLUTION NO. R-119-16. [Staff Person: D. Farrar]**
- (6) Contract Amendment Department of Education School Age – Adopt a Resolution approving Amendment No. 01 for State of California Contract CCTR-6195 for the provision of school age education services in the Early Childhood Education Division of the Community Services Department for Fiscal Year 2016-17 and amending the budget for the current fiscal year to account for increased funding, **RESOLUTION NO. R-120-16. [Staff Person: D. Farrar]**

PUBLIC HEARINGS

To speak on public hearing items, it is requested that you obtain a card from the City Clerk and complete it by noting the agenda item number, as well as whether you are in favor, opposition or neither, and give it to the City Clerk. The applicant will be allowed 5 minutes to address the Council and all other persons will be allowed 3 minutes; provided, however, that the presiding officer shall have certain discretion to extend or limit time as provided for in the City Council Manual of Procedure.

(7) 2016 Building Code Adoption (by Reference) - [Staff Person: M. Tomich]

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING TO WAIVE FURTHER READING, READ BY TITLE ONLY AND INTRODUCE ORDINANCE NO. O-26-16, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, REPEALING AND REPLACING CHAPTERS 15 MUNICIPAL CODE AND ADOPTING BY REFERENCE THE 2016 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24); INCORPORATING THE 2016 CALIFORNIA BUILDING CODE, (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL BUILDING CODE); THE 2016 CALIFORNIA ADMINISTRATIVE CODE; THE 2016 CALIFORNIA ELECTRICAL CODE (INCORPORATING AND AMENDING THE 2014 NATIONAL ELECTRICAL CODE); THE 2016 CALIFORNIA MECHANICAL CODE (INCORPORATING AND AMENDING THE 2015 UNIFORM MECHANICAL CODE); THE 2016 CALIFORNIA PLUMBING CODE (INCORPORATING AND AMENDING THE 2015 UNIFORM PLUMBING CODE); THE 2016 CALIFORNIA RESIDENTIAL CODE (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL RESIDENTIAL CODE); THE 2016 CALIFORNIA FIRE CODE (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL FIRE CODE); AND THE 2015 CALIFORNIA GREEN BUILDING STANDARDS CODE TOGETHER WITH CERTAIN ADDITIONS, INSERTIONS, DELETIONS AND CHANGES THERETO; ADOPTING BY REFERENCE THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1997 EDITION; AND THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 EDITION; WITH APPENDICES AND AMENDMENTS THERETO.

Mayor announces the Public Hearing open.

City Clerk submits the Affidavit of Publication and reports on protests or objections thereto.

Staff Presentation.

Public Comment.

After hearing public comment, on motion by Councilmember _____, seconded by Councilmember _____, the Public Hearing is terminated.

Consider: Waive full reading, read by title only and introduce **ORDINANCE NO. O-26-16**

MOTION _____ **SECOND** _____

(8) Appeal - File Index No. DAP-001-371 - [Staff Person: M. Tomich]

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING AND APPEAL TO ADOPT RESOLUTION NO. R-121-16 DENYING THE APPEAL AND UPHOLDING THE PLANNING COMMISSION'S DENIAL OF THE APPLICATION.

Mayor announces the Public Hearing open.

City Clerk submits the Affidavit of Publication and reports on protests or objections thereto.

Staff Presentation.

Public Comment.

After hearing public comment, on motion by Councilmember _____, seconded by Councilmember _____, the Public Hearing is terminated.

Consider: Approve and adopt **RESOLUTION NO. R-121-16.**

MOTION _____ SECOND _____

- (9) A Specific Plan Amendment for amendments to the Colton's Hub City Centre Specific Plan – Continued to December 20, 2016 City Council Meeting. [Staff Person: M. Tomich]

BUSINESS ITEMS

- (10) Employment Agreement and Budget Resolution for the Executive Administrator to the Mayor and Council - Approve 1) the Employment Agreement between the City of Colton and the Executive Administrator to the Mayor and Council, and 2) Resolution R-116-16 increasing the general fund appropriations in the City Council Office by \$9,771.42 for fiscal year 2016-2017, **RESOLUTION NO. R-116-16.** (continued from Special meeting of 11/23/16)

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

CITY MANAGER'S REPORTS

- Update – City Wide Median Plan (Oral Report)
- Update – Residential Landscaping Requirements (Oral Report)

ADJOURNMENT

POSTING STATEMENT:

I, Sabdi Sanchez, Chief Deputy City Clerk or my designee, hereby certify that a true and correct, accurate copy of the foregoing agenda was posted Thursday, December 01, 2016, at least seventy-two (72) hours prior to the meeting per Government Code 54954.2, at the following locations:

City of Colton City Hall 650 N. La Cadena Drive
City of Colton Website, www.coltonca.gov

PROCEDURES FOR ADDRESSING CITY COUNCIL

For the Official Record, it is requested that you obtain a card from the City Clerk and complete it by noting a specific item number on the Agenda, if applicable, or you can identify the subject that you wish to address under the Public Comment portion of the Agenda. The City Council encourages public input on all City issues within the Rules of Decorum. Speakers will be limited to the time periods provided on the Agenda; provided, however, that the presiding officer shall have certain discretion to extend or limit time as provided for in the City Council Manual of Procedure.

RULES OF DECORUM

To help conduct the business of the City Council in an orderly fashion, the City Council has adopted rules pertaining to decorum and order, as provided for in the City Council Manual of Procedure. The City Council will strictly enforce these rules in order to allow full expression of ideas and opinions by councilmembers, staff and the public. Generally, the City's rules of decorum prohibit comments or actions which willfully disrupt the meeting. All remarks and questions shall be addressed to the Council as a whole and not to any particular member. No individual Councilmember or member of the City staff shall be questioned without first obtaining permission from the Presiding Officer. The City Council asks that all persons - including councilmembers, staff and the public - act and speak respectfully.

NOTICE TO PUBLIC

Staff reports or other written documentation relating to each item referred to, on the Agenda, are available for public inspection at the following locations: Office of the City Clerk, 650 N. La Cadena Drive, Colton, CA; City of Colton Public Library, 656 9th St., Colton, CA; or the City of Colton Internet Website, www.coltonca.gov. Any person having questions concerning any item on the Agenda may call the City Clerk at 370-5191 to make inquiry concerning the nature of the item described on the Agenda. The City Clerk shall direct inquiries to the appropriate office.

All matters listed under the Consent Calendar are considered by the City Council to be routine and will all be enacted by one motion. There will be no separate discussion of these items prior to the time the City Council votes on the motion, unless councilmembers, staff or the public request that specific items be discussed and/or removed for separate discussions or action.

In compliance with the American with Disabilities Act, if you need special assistance to participate in a City Meeting, please contact the City Clerk's Office at 909-370-5001. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

LEGAL CHALLENGES

If you challenge in court any discussion or action taken concerning an item on this Agenda, you may be limited to raising only those issues you or someone else raised during the meeting or in written correspondence delivered to the City at or prior to the City's consideration of the item at the meeting.

MANUAL OF PROCEDURE

The City Council adopted its Manual of Procedure pursuant to Resolution No. R-150-07; Amended by Minute Action on December 2, 2014 and adopted by Resolution No. R-03-15 on January 20, 2015. Copies are available in the Office of the City Clerk.

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STAFF REPORT

DATE: DECEMBER 6, 2016
 TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
 FROM: BILL SMITH, CITY MANAGER
 PREPARED BY: SABDI SANCHEZ, CHIEF DEPUTY CITY CLERK
 SUBJECT: CERTIFICATION OF THE GENERAL MUNICIPAL ELECTION HELD NOVEMBER 8, 2016, IN THE CITY OF COLTON.

RECOMMENDED ACTION

It is recommended that the City Council adopt Resolution No. R-117-16, certifying the results of the General Municipal Election held on November 8, 2016, which was consolidated with the Presidential Election.

BACKGROUND

In accordance with the City of Colton's status as a general law City, elections are held every two years. At the June 7, 2016 Council meeting, the City Council approved Resolution No. R-41-16, calling and giving notice of the General Municipal election to be held in the City of Colton, and the election of certain officers of the City. Also, on August 2, 2016, the City Council approved Resolution No. R-74-16, calling for the placement of a Special Tax Measure to be held at the November 8, 2016 General Municipal Election for the submission to the qualified voters of a proposed ordinance amending the City's Transient Occupancy (hotel) Tax by increasing the rate from 10% to 12.5%.

ISSUES/ANALYSIS

The San Bernardino County Registrar of Voters conducted the elections at the City's request; has completed a canvass of the votes; and has provided certification of those results which is included as Exhibit "A" to the resolution.

FISCAL IMPACTS

The estimated cost from the Registrar of Voters is no more than \$40,000. The Election Expense Account No. 100-6010-6010-2401 has \$40,000 budgeted. The invoice is expected after the first of the year.

ALTERNATIVES

1. Provide alternative direction to staff.

ATTACHMENTS

1. Resolution No. R-117-16

1 That the whole number of vote by mail voter ballots cast in the City was _____, the
2 whole number of provisional ballots cast in the City was _____, making a total of
3 _____ ballots cast in the City.
4

5 **SECTION 2.** That the names of persons voted for at the election for Members of the
6 City Council are as follows:

7 DISTRICT 3 FRANK J. NAVARRO

8 KELLY J. CHASTAIN

9 DISTRICT 5 JACK R. WOODS

10 KIRK LARSON

11 JOHN D. MITHCELL

12 BRUCE BENNETT

13 DISTRICT 6 ISAAC T. SUCHIL

14 SARAH S. ZAMORA

15
16 That the names of the persons voted for at the election for City Clerk are as follows:

17 CAROLINA R. PADILLA

18
19 That the names of the persons voted for at the election for City Treasurer are as
20 follows:

21 AURELIO W. DE LA TORRE

22 That the measure voted upon at the election is as follows:

23 MEASURE "T"

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25 **SECTION 3.** That the number of votes given at each precinct and the number of votes
26 given in the City to each of the persons above named for the respective offices for which the
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1 persons were candidates and for and against the Measure T were as listed in “Exhibit A”
2 attached.

3 **SECTION 4.** The City Council does declare and determine that:

4 **FRANK J. NAVARRO** was elected as the District 3 Council Member
5 for the City of Colton for the full term of four years;

6 **JACK R. WOODS** was elected as the District 5 Council Member for
7 the City of Colton for the full term of four years;

8 **ISAAC T. SUCHIL** was elected as the District 6 Council Member for
9 the City of Colton for the full term of four years;

10 **CAROLINA R. PADILLA** was elected as the City Clerk for the City
11 of Colton for the full term of four years;

12 **AURELIO W. DE LA TORRE** was elected as the City Treasurer for
13 the City of Colton for the full term of four years;

14 That as a result of the election, a majority of the voters voting on the measure relating
15 to the proposed ordinance amending the City’s Transient Occupancy (hotel) Tax by increasing
16 the rate from 10% to 12.5% did not vote in favor of it, and that the Measure T was not carried,
17 and shall not be deemed adopted and ratified.

18 **SECTION 5.** The City Clerk shall enter on the records of the City Council of the City,
19 a statement of the result of the election showing: (1) The whole number of ballots cast in the
20 City; (2) The names of the persons voted for; (3) For what office each person was voter for; (4)
21 The measure voted upon; (5) The number of votes given at each precinct to each person, and
22 for and against each measure; and (6) The total number of votes given to each person, and for
23 and against each measure.
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Revised Resolution with Certification of Election will be provided on Tuesday prior to Council Meeting.

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

November 15, 2016

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

CITY COUNCIL ROLL CALL

Councilmembers present were, *Toro (appeared at 5:10 p.m.)*, Jorrin, Navarro, González, Bennett (*absent*), MPT Suchil (*appeared at 5:10 p.m.*); Mayor DeLaRosa.

STAFF PRESENT

City Manager Smith, Asst. City Attorney Martinez, and City Clerk Padilla.

PUBLIC COMMENT

None

CLOSED SESSION

Asst. City Attorney Martinez announced the City Council would meet in Closed Session to Discuss Item A through D.

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code section 54956.9(d) (1)
Case Name: Ronald J. Collins v. City of Colton, Jack Morenberg, et al.
Case Number: San Bernardino County Superior Court Case No. CIVDS 1501669;
US District Court, Central District, Case No. 5:15-CV-01771-CAS(KKx)

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code section 54956.9(d)(1)
Case Name: Raymundo Rodriguez & Adriel Guitron v. City of Colton, et al.
Case Number: USDC Case No. CV-00303-SGL-OP;
US Court of Appeals, 9th Circuit, Case No. 09-55149

- C. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency designated representatives: Elvie Balderrama, Human Resources Director
Employee Groups: General Unit, Mid-Management Unit, Confidential Group, Colton Police Officers Association, Colton Police Management Association, Colton Police Dispatchers Association, Colton Fire Association; International Brotherhood of Electrical Workers (IBEW), Water and Wastewater

- D. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code section 54957(b)
Title: Executive Administrator to the Mayor and City Council

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:02 p.m. and at 6:08 p.m., the meeting reconvened, with all members present except CM Bennett absent.

Asst. City Attorney Martinez announced that the City Council met in Closed Session and discussed Item A through D; with direction given 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

November 15, 2016

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

INVOCATION/FLAG SALUTE

Pastor Tom Dicus, Colton Christian Church

CITY COUNCIL ROLL CALL

Council Members Present

Richard A. DeLaRosa, Mayor
David J. Toro
Summer Jorin
Frank J. Navarro
Dr. Luis S. González
Isaac T. Suchil, Mayor Pro Tem (*appeared at 6:12 p.m.*)

Staff Present

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

Council Members Absent

Deirdre H. Bennett (*excused*)

CEREMONIAL MATTERS

- Recognition - Employees Retiring at the end of the Year 2016

The following retired employees were introduced by their Managers/Supervisors by Department/Division:

Customer Service

Nicole Mihld, Customer Service Manager
Retiree: Rosemarie Gonzales, Customer Service Representative II – 28 years of service;

Fire Department

Tim McHarque, Fire Chief
Retiree: Alan Sork, Fire Marshall – 25 years of service;

Parks Division

David Kolk, Director
Retiree: Alonso Garcia, Production Supervisor – 35 years of service.

Mayor DeLaRosa, on behalf of the Council, presented a retirement Proclamation to each retiree.

- Presentation – Donation of Fire Department T-Shirt Sales to Susan G. Komen Foundation for cancer research

Tom DeBellis, Public Information Officer and President Professional Fire Fighters Association presented a check of \$1,000.00 to the Susan G. Koman Foundation; accepted by Jill Eaton, Executive Director of the Inland Empire Division of the Susan G. Koman Foundation.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF NOVEMBER 15, 2016.

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.

CITY TREASURER'S REPORTS

- Receive and File City Treasurer's Report for August 2016.

City Treasurer Aurelio De La Torre presented the treasurer's report for August 2016 for Council consideration and with no objection report was received and filed by Councilmembers present.

PUBLIC COMMENT

The following community members addressed the Council: Patricia Moreno.

Consent Calendar

Item 10 – Award of Contract of Inland Empire Landscape

Linda Tripp

Business Item

Item 18 – Employment Agreement for the Executive Administrator to the Mayor or Council

Annette Lira

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 1 through 14.

Councilmembers present selected items for discussion and clarification by staff: CM Toro/CM Navarro/MPT Suchil/Mayor DeLaRosa, Item 10.

Motion and Second by CM Navarro/CM González to approve the Consent Calendar Items 1 through 14.

Vote: Motion carried with CM Bennett absent.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting Held November 1, 2016 on File in the Office of the City Clerk.

- (2) Warrants – Approval of Payable Warrants dated 10/13/2016 and totaling \$36,399.42; voucher numbers 159086 to 159228 dated 10/27/2016 and totaling \$1,710,742.96; voucher numbers 159229 to 159374 dated 11/03/2016 and totaling \$2,950,299.63 and a payroll disbursement listing for the period 10/08/2016 to 10/21/2016 and totaling \$757,010.53.
- (3) Disposition of Surplus Item and Sale to Council Member Bennett – It is recommended that the City Council declare as surplus a table-top, decorative water fountain, which was a gift to the City Council from Colton’s Sister City in Mexico, during the active period of the Sister City Program. It is further recommended that this item be purchased by Council Member Bennett in the amount of \$1.00.
- (4) Side Letter Agreement/CPOA - Authorize the City Manager to enter into a side letter agreement with the Colton Police Officers Association (CPOA) to amend Section 2 of the MOU regarding holiday accrual and use.
- (5) Side Letter Agreement/CPMA - Authorize the City Manager to enter into a side letter agreement with the Colton Police Management Association (CPMA) to amend Section 1 Vacation to include vacation buy back language and Section 2 of the MOU regarding holiday accrual.
- (6) Amendment No. 1 with Development Management Group, Inc. – Approve Amendment No. 1 with Development Management Group, Inc. for Economic Development Consulting Services.
- (7) Short Term Lease Agreement with Ed Berki – Adopt a Resolution approving a short term Lease agreement with Ed Berki for the property located at 1595 Valley Boulevard, Colton, RESOLUTION NO. R-111-16.
- (8) Professional Services Agreement with Criterion Automation – Approve a second amendment to the City’s existing Professional Services Agreement with Criterion Automation in an additional amount not to exceed \$50,000 for an ongoing Water and Wastewater Supervisory Control and Data Acquisition (SCADA) System Maintenance, retrofit and upgrade services, with the total aggregate amount not to exceed \$77,000.
- (9) Purchase of Two Electric Vehicles – Waive the formal bidding process and authorize the City of Colton to piggyback on the State of California’s bid award for the purchase of two new Nissan Leaf Electric Vehicles for the total amount of \$48,209.18 in accordance with Colton Municipal Code 3.08.140(c).
- (10) Award of Contract to Inland Empire Landscape – Approve a Resolution to amend FY 2016-17 Lighting Maintenance Assessment Districts 1 and 2 (LLMD 1 and 2) to increase the expenditure in the amount of \$23,652; Approve the award of maintenance services agreement for the LLMD 1 and 2 to Inland Empire Landscape for FY 2016-17, in the amount not-to-exceed \$102,652 from December 1, 2016 to June 30, 2017, and authorize the City Manager to execute the contract documents; Authorize the City Manager to exercise the renewal option to extend the agreement for FY 2017-18, with a monthly cost of \$14,664.53 (\$175,974.36 for the period July 1, 2017 through June 30, 2018) if the City is satisfied with the Contractor’s performance, RESOLUTION NO. R-112-16.
- (11) Laurel Grade Separation Project- Temporary Truck Route - Approve a Resolution amending the FY16-17 Capital Improvement Program (CIP) budget increasing account #451-1103-6987-3890 in the amount of \$26,070 to restore the traffic signal and striping that were modified to serve as a temporary truck route during construction of Laurel Grade Separation Project, RESOLUTION NO. R-113-16.
- (12) I-10 FWY/ Mt. Vernon Ave Interchange Project - Approve a Resolution to reapprove Resolution R-01-16 that establishes an appropriation for the I-10 Freeway/ Mt. Vernon Avenue Interchange Project in the

amount of \$31,314 and amend the Capital Improvement Program (CIP) to include the Project, RESOLUTION NO. R-114-16.

- (13) Notice of Completion - Authorize the execution and recordation of Notice of Completion for the Sycamore Avenue Asphalt Paving Project.
- (14) Local Goals and Policies Concerning Districts Formed Pursuant to the Mello-Roos Community Facilities Act of 1982 – Approve a Resolution to adopt Local Goals and Policies concerning Districts formed pursuant to the Mello-Roos Community Facilities Act of 1982, RESOLUTION NO. R-115-16.

BUSINESS ITEMS

- (15) Hub City Centre Economic Investment Inducement Program – Authorize staff to begin implementation of the Hub City Centre Specific Plan Economic Investment Inducement Program (“Hub Economic Investment Program”) subject to approval of each individual Operating Covenant Agreement.

Staff Presentation

Mark Tomich, Development Services Director, and Michael Bracken, Managing Partner & Chief Economic Development Management Group, Inc. presented to Council for consideration/consensus an economic investment inducement program; detail information provided with the assistance of a PowerPoint presentation “Hub City Economic Investment Program”.

Council Discussion

Discussion by Councilmembers present with clarification provided by staff: Director Tomich and Michael Bracken.

Consensus by Councilmembers present to authorize implementation of the investment program to induce economic investment in the Hub City Centre Specific Plan (*Individual Operating Covenant Agreements will come to the City Council for approval*).

- (16) Administration of the City’s Zoning Code – Consider Introduction of an Ordinance Amending portions of Chapter 18.58 of the Colton Municipal Code relating to the Administration of the City’s Zoning Code, ORDINANCE NO. O-24-16: *An Ordinance of the City Council of the City of Colton Amending Portions of Chapter 18.58 of Title 15 of the Colton Municipal Code Relating to Administration of the City’s Zoning Code.*

Staff Presentation

Asst. City Attorney Martinez present for consideration an overview of the agenda report; this Ordinance amends administrative provisions of the Zoning Code; the Council may consider this Ordinance directly like other ordinances; however, if the Council wishes to seek the Planning Commission’s input, it is free to refer the matter to the Planning Commission.

Public Comment

None

Council Discussion

Discussion by Councilmembers present with clarification provided by staff: Asst. City Attorney Martinez.

Consensus by Councilmembers present to send the ordinance to the Planning Commission for their input and return to Council for final consideration in a timely manner.

- (17) Amendment to Municipal Code Relating to Executive Assistant to the Council/Office Manager and section 2.04.040 itself - Waive full reading and introduce by title only Ordinance No. O-25-16, an Ordinance of the City Council of the City of Colton amending the title of Section 2.04.040 of Chapter 2.04 of the Colton Municipal Code relating to the Executive Assistant to the Council/Office Manager and Section 2.04.040 itself, ORDINANCE NO. O-25-16.

Staff Presentation

Asst. City Attorney Martinez presented this item for Council consideration and action; previously in 2014 action was taken by Council to retitle and reallocate the position, however, the title in the Colton Municipal Code has not been amended to reflect this reclassification; Item 18 of the Agenda cannot go forward at this time until Council will waive full reading and introduce by title only Ordinance No. O-25-16; and in order to allow this proposed ordinance to become effective sooner, Council may consider adjourning the November 15, 2016 Regular City Council meeting to a date and time certain five days later, at which time this proposed ordinance can be adopted (second reading).

Motion and Second by Mayor DeLaRosa/CM Jorin to waive full reading, read by title only, introduce Ordinance No. O-25-16; and adjourn meeting to Wednesday, November 23, 2016, at 5:30 p.m. to waive full reading and pass second reading of Ordinance No. O-25-16.

Vote: Motion carried with CM Bennett absent.

- (18) Employment Agreement for the Executive Administrator to the Mayor and Council – Approve the employment agreement between the City of Colton and the Executive Administrator to the Mayor and Council.

Motion and Second by CM Navarro/ CM González to continue Item 18 to Wednesday, November 23, 2016, at 5:30 p.m.

Vote: Motion carried with CM Bennett absent.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

Council Members made comments on various issues and activities throughout the community.

CITY MANAGER’S REPORTS

City Manager Smith referred Council to the conceptual design on the dais for the newest business welcome packet; asked for Council feedback before the packet is finalized for distribution by staff.

ADJOURNMENT

At 7:50 p.m. Mayor DeLaRosa adjourned the regular council meeting to November 23, 2016 at 5:30 p.m.

Carolina R. Padilla
City Clerk

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
ADJOURNED REGULAR MEETING

November 23, 2016

In accordance with notice duly and legally given, an Adjourned Regular Meeting of the City Council of the City of Colton was held on the above given date at 5:33 p.m., in the Council Chambers of City Hall, Mayor Pro Tem Suchil presiding.

CITY COUNCIL ROLL CALL

Councilmembers present were, Toro, Navarro, González, MPT Suchil, and Mayor DeLaRosa; with Jorin and Bennett absent.

STAFF PRESENT

City Manager Smith, Asst. City Attorney Martinez, and City Clerk Padilla.

Public Comment

None

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Item 1.

Councilmembers present selected items for discussion and clarification by staff: None

- (1) Second Reading of Ordinance No. O-25-16 - Waive full reading and pass second reading of Ordinance No. O-25-16, amending the title of Section 2.04.040 of Chapter 2.04 of the Colton Municipal Code relating to the Executive Assistant to the Council/Office Manager and Section 2.04.040 itself, ORDINANCE NO. O-25-16.

Motion and Second by MPT Suchil/CM Navarro to waive full reading and pass second reading of Ordinance No. O-25-16.

Vote: Motion carried with CM Jorin and CM Bennett absent.

BUSINESS ITEMS

- (2) Employment Agreement for the Executive Administrator to the Mayor and Council – Approve the employment agreement between the City of Colton and the Executive Administrator to the Mayor and Council. (*Previous Item 18 – Council Meeting of November 15, 2016*).

Motion and Second by MPT Suchil/CM Navarro to continue Item 2 to the next Regular Council Meeting of December 6, 2016.

Vote: Motion carried with CM Jorin and CM Bennett absent.

ADJOURNMENT

At 5:38 p.m. Mayor DeLaRosa adjourned the Adjourned Regular Council Meeting.

Carolina R. Padilla
City Clerk

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
SPECIAL MEETING MINUTES

November 23, 2016

A Special Meeting of the City Council of the City of Colton was held at 5:39 p.m. on the above-given date in the Council Chambers of City Hall, located at 650 North La Cadena Drive, Colton, California, Mayor DeLaRosa presiding. Notice of Special Meeting was given on November 22, 2016, in compliance with Government Code Section 54954.2.

CITY COUNCIL ROLL CALL

Councilmembers present were, Toro, Navarro, González, MPT Suchil, and Mayor DeLaRosa; with Jorin and Bennett absent.

STAFF PRESENT

City Manager Smith, Asst. City Attorney Martinez, and City Clerk Padilla.

BUSINESS ITEMS

1. Approve and Adopt a Resolution to amend the budget for Fiscal Year 2016-17 to appropriate additional funds for the employment agreement for the Executive Administrator to the Mayor and Council, RESOLUTION NO. R-116-16.

Motion and Second by CM Navarro/CM González to continue Item 1 to the next Regular Council Meeting of December 6, 2016.

Vote: Motion carried with CM Jorin and CM Bennett absent.

ADJOURNMENT

At 5:42 p.m. Mayor DeLaRosa adjourned the Special Council Meeting.

Carolina R. Padilla
City Clerk

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STAFF REPORT

DATE: DECEMBER 06, 2016
 TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
 FROM: BILL SMITH, CITY MANAGER
 PREPARED BY: STACEY DABBS, FINANCE DIRECTOR *[Signature]*
 SUBJECT: APPROVAL OF ACCOUNTS PAYABLE VOUCHERS AND PAYROLL DISBURSEMENTS

RECOMMENDED ACTION

It is recommended that the City Council approve voucher numbers 159375 to 159409 dated 11/10/2016 and totaling \$266,220.64; voucher numbers 159410 to 159471 dated 11/17/2016 and totaling \$340,472.70; voucher numbers 159472 to 159543 dated 11/23/2016 and totaling \$188,489.52 and a payroll disbursement listing for the period 10/22/2016 to 11/04/2016 and totaling \$763,488.16.

BACKGROUND

The California Government Code requires that the legislative body ratify all vouchers issued in the course of conducting City business.

ISSUES/ANALYSIS

All vouchers and related backup documentation have been reviewed by the City Treasurer.

FISCAL IMPACTS

None.

ALTERNATIVES

1. Provide alternative direction to staff.

ATTACHMENTS

1. Fund number & Title legend
2. Voucher lists & payroll disbursement register

City of Colton
Fund Number and Title Legend

Fund	Title
100	GENERAL FUND
150	TREASURERS ACCOUNT GROUP
206	COMMUNITY CHILD CARE
209	DSF FLY CONSERVATION
210	SPECIAL GAS TAX
211	LIBRARY GRANT FUND
212	STATE TRAFFIC RELIEF FUND
213	S.Y.E.T.P. GRANT
214	POLLUTION REDUCTION FUND
215	COMMUNITY DEV ACT FUND
216	CDBG HOUSING REHAB FUND
217	DRUG/GANG INTERVENTION
218	MEASURE I FUND
219	STATE AID - CAPITAL PROJECTS
220	ViTep
225	MISC GRANTS
240	HOST CITY FEES - CIP
247	Quimby In Lieu Fees
248	PARK DEVELOPMENT FUND
249	TRAFFIC IMPACT FUND
250	NEW FACILITIES DEVELOPMENT FEE
251	CIVIC CENTER DEVELOPMENT FEE
252	FIRE FACILITY DEVELOPMENT FEE
253	POLICE FACILITY DEVELOPMENT FEE
261	ASSET FORFEITURE
326	AD 94-1 DEBT SERVICE
332	1971 SEWER BONDS, A & C
350	PFA Debt Fund
357	POB-Non Enterprise
358	PENSION OBLIGATION DEBT SERVICE
359	CORP YARD DEBT SERVICE
363	1978-2 ASSESSMENT DIST.
364	WATER IMPRVMT DIST A
379	AD 1979-1 DEBT SERVICE
427	AD 94-1 CONSTRUCTION
450	Capital Improvement Projects
451	Colton Crossing Fund
453	STREET IMPROVEMENTS PRGM
457	CAPITAL IMPROVEMENT
469	EQUIPMENT REPLACEMENT
520	ELECTRIC UTILITY
521	WATER UTILITY
522	WASTEWATER UTILITY
523	SOLID WASTE
524	CEMETERY
525	RECYCLING
526	PUBLIC BENEFIT FUND
527	WASTEWATER UTILITY - GRAND TERRACE
551	WATER DEVELOPMENT
552	SEWER DEVELOPMENT
560	CEMETARY ENDOWMENT CARE
605	Facility & Equipment Maintenance Fund
606	INFORMATION SERVICES FUND
607	INSURANCE FUND
608	AUTOMOTIVE SHOP
610	AUTOMOTIVE SHOPS

Fund	Title
701	LLMD #2
702	LLMD #1
703	CFD 87-1 DEBT SERVICE
704	CFD 87-1 CONSTRUCTION
707	CFD 88-1 DEBT SERVICE
708	CFD 88-1 CONSTRUCTION
709	DSF FLY CONSERVATION
722	STORM WATER
733	CFD 89-1 CONSTRUCTION
734	CFD 89-2 CONSTRUCTION
744	CFD 89-1 DEBT SERVICE
745	CFD 89-2 DEBT SERVICE
750	AQUA MANSA CFD
754	SB COUNTY HOSPITAL
762	TRUST AND AGENCY
766	DEFERRED COMPENSATION
781	CFD 90-1 DEBT SERVICE
782	CFD 90-1 CONSTRUCTION
850	Redevelopment Obligation Retirement Fund
851	Successor Agency Administration
855	Housing Auth - RM PARK DEVELOPMENT
856	Housing Auth - RANCHO MED BOND PROCEEDS
857	LMI Asset Fund
864	Housing Auth - LOW/MOD BOND PROCEEDS
865	Housing Auth - RANCHO MED CHFA
866	ECONOMIC DEVELOPMENT
867	Consolidation Proj_08-09
870	Housing Auth - RM PARK OPERATIONS
871	Successor Agcy-RANCHO/MILL PROJECT AREA
872	Successor Agcy-RANCHO/MILL DEBT SERVICE
873	Successor Agcy-RDA II PROJECT FUND
874	Housing Auth - LOW/MOD DEBT SERVICE
875	Housing Auth - LOW/MOD BOND PROCEEDS
876	Successor Agcy-SANTA ANA RIV BND PROCEED
877	Successor Agcy-SANTA ANA RIVER CIP
878	RDA FIXED ASSETS GROUP
879	Successor Agcy-WEST VALLEY CIP
881	Successor Agcy-MT VERNON BOND PROCEEDS
882	Successor Agcy-MT VERNON CIP
885	Successor Agcy-MT VERNON DEBT SERVICE
886	RDA ADMINISTRATION
887	COOLEY RANCH - now 894
888	MT VERNON - now 882
889	WEST VALLEY - now 879
890	Successor Agcy-RDA - LONG TERM DEBT GRP
891	Successor Agcy-RDA I DEBT SERVICE FUND
892	Successor Agcy-RDA I - CAPITAL PROJECTS
893	Successor Agcy-RDA II DEBT SERVICE FUND
894	Successor Agcy-COOLEY RANCH PROJECT
895	Successor Agcy-COOLEY RANCH DEBT SERV
896	SANTA ANA RIVER - now 877
897	Successor Agcy-SANTA ANA RIVER DEBT SVC
898	Housing Auth - LOW/MOD CAPITAL PROJECTS
899	Successor Agcy-WEST VALLEY PRJ - DBT SV
941	GENERAL LONG-TERM DEBT
958	GENERAL FIXED ASSETS
990	GASB 34

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159375	11/9/2016	093980 BERDOO AUTO BODY	RO5128		AUTO- REPAIRS TO POLICE UNIT 608-6150-8700-2210-6071-000	3,123.48 Total : 3,123.48
159376	11/9/2016	093493 ALONSO ALONSO	11/9/16 12/7/16		LIB- COOKING WORKSHOP 211-6200-7101-2350-0000-000 LIB- COOKING WORKSHOP 211-6200-7101-2350-0000-000	150.00 150.00 Total : 300.00
159377	11/10/2016	020563 ALLIED REFRIGERATION	496896	016912	BM- SUPPLIES FOR COOLANT SYSTEM 605-6150-6211-2250-6211-000	18.73 Total : 18.73
159378	11/10/2016	046399 ANDRESEN ARCHITECHTURE	15-2431-01	016467 016467 016467	ARCHITECTURAL SERVICES 521-8300-8300-2350-0000-000 522-8200-8200-2350-0000-000 520-8000-8001-2350-0923-000	7,000.00 7,000.00 7,000.00 Total : 21,000.00
159379	11/10/2016	046028 AT & T	9391055059- 0816	054236	BM- TELEPHONE SERVICES 605-6150-6211-2320-0000-000	21.70 Total : 21.70
159380	11/10/2016	092506 BAY CITY ELECTRIC WORKS,INC	W162311 W162313 W162315 W162316 W164237 W164239	017065 017065 017065 017065 017065 017065	FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000 FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000 FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000 FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000 FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000 FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000	344.00 344.00 344.00 344.00 344.00 780.64 801.06

Bank code :		boa				
Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159380	11/10/2016	092506 BAY CITY ELECTRIC WORKS,INC	(Continued) W164240	017065	FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000	758.94
			W164608	017065	FIRE- GENERATOR MAINTENANCE 100-6090-6091-2240-0000-000	788.34
Total :						4,504.98
159381	11/10/2016	043303 CAMPA, ERIC	11/18-22/16		PER DIEM (CNOA EXPO) 100-6070-6071-1160-0000-000	217.00
Total :						217.00
159382	11/10/2016	001005 CITY OF COLTON	CK# 313925-314040		WORKERS COMP CLAIMS 607-1110-000	58,807.99
Total :						58,807.99
159383	11/10/2016	045402 CITY OF LOMA LINDA	CAL CARD RMBRSMT		FIRE- CAL CARD REIMBURSEMENT (LC 100-6090-6091-2301-0000-000 605-6150-6211-2250-6091-000	193.77 449.60
Total :						643.37
159384	11/10/2016	001453 CSMFO	172504 DNQ59819		FIN- REGIS. CSMFO CONF. (S. DABBS) 100-6040-6041-2280-0000-000 DUES (S. DABBS) 100-6040-6041-2270-0000-000	370.00 110.00
Total :						480.00
159385	11/10/2016	003952 DAILY JOURNAL CORP	B2930816 B2935624 G2930813		DEV SVCS- LEGAL PUBLICATION 100-6300-6301-2340-0000-000 DEV SVCS- LEGAL PUBLICATION 100-6300-6301-2340-0000-000 DEV SVCS- LEGAL PUBLICATION 100-6300-6301-2340-0000-000	165.00 198.00 176.00
Total :						539.00
159386	11/10/2016	034523 DEWEY PEST CONTROL	10443302		C. CARE- PEST CONTROL SERVICE 206-7200-7203-2250-0000-000	150.00
Total :						150.00

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159387	11/10/2016	000901 EMPLOYMENT DEVELOPMENT DEPT	L0656363040		RISK- UNEMPLOYMENT BENEFITS 607-6040-8601-2262-0000-000	10,487.00
Total :						10,487.00
159388	11/10/2016	001422 FERGUSON ENTERPRISES INC #1350	3746453		LLMD- PLUMBING SUPPLIES	
				017067	701-6150-6220-2301-0000-000	59.30
				017067	702-6150-6210-2301-0000-000	59.30
				017067	701-6150-6220-2301-0000-000	390.00
				017067	702-6150-6210-2301-0000-000	390.00
				017067	701-6150-6220-2301-0000-000	5.89
				017067	702-6150-6210-2301-0000-000	5.89
				017067	701-6150-6220-2301-0000-000	338.76
				017067	702-6150-6210-2301-0000-000	338.76
				017067	701-6150-6220-2301-0000-000	100.17
				017067	702-6150-6210-2301-0000-000	100.16
				017067	701-6150-6220-2301-0000-000	197.61
				017067	702-6150-6210-2301-0000-000	197.61
				017067	701-6150-6220-2301-0000-000	442.27
				017067	702-6150-6210-2301-0000-000	442.27
				017067	701-6150-6220-2301-0000-000	412.44
				017067	702-6150-6210-2301-0000-000	412.44
				017067	701-6150-6220-2301-0000-000	8.43
				017067	702-6150-6210-2301-0000-000	8.42
					701-6150-6220-2301-0000-000	156.40
					702-6150-6210-2301-0000-000	156.38
Total :						4,222.50
159389	11/10/2016	001422 FERGUSON ENTERPRISES INC #1350	3506355		PARKS- PLUMBING SUPPLIES	
				017063	100-6150-6205-2301-0000-000	2,638.82
					100-6150-6205-2301-0000-000	229.30
Total :						2,868.12
159390	11/10/2016	025906 HOME DEPOT	3250030		PARKS- HARDWARE SUPPLIES	
			9572022	016984	100-6150-6205-2301-0000-000	285.61
				016720	ST- HARDWARE SUPPLIES 210-6150-6160-2301-0000-000	75.76

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159390	11/10/2016	025906	025906 HOME DEPOT		(Continued)	Total : 361.37
159391	11/10/2016	019129	IE ALARM SYSTEMS	96421	BM- FIRE SPRINKLER ALARM SYSTEM 605-6150-6211-2250-8101-000	60.00
				016857		Total : 60.00
159392	11/10/2016	094048	INFRASTRUCTURE ENGINEERING COR	9187	WW- ENG SVCS- SEWER RELOCATION 522-8200-8206-3890-0000-000	12,393.00
				9226	WW- ENG SVCS- SEWER RELOCATION 522-8200-8206-3890-0000-000	3,147.50
				9341	WW- ENG SVCS- SEWER RELOCATION 522-8200-8206-3890-0000-000	99.69
				016506		Total : 15,640.19
159393	11/10/2016	000276	INLAND WATER WORKS SUPPLY	287719	W- HARDWARE SUPPLIES 521-8100-8101-2301-0000-000	1,623.75
				287720	W- HARDWARE SUPPLIES 521-8100-8101-2301-0000-000	428.68
				287735	W- HARDWARE SUPPLIES 521-8100-8101-2301-0000-000	359.39
				016700		Total : 2,411.82
159394	11/10/2016	093195	JOHNSON RENTAL SERVICES	13015503-0001	WW- EQUIPMENT RENTAL 522-8200-8200-2420-0000-000	2,617.92
				016874		Total : 2,617.92
159395	11/10/2016	092166	K H METALS AND SUPPLY	0365597-IN	WW- HARDWARE SUPPLIES 522-8200-8200-2255-0000-000	97.45
				365903-IN	WW- HARDWARE SUPPLIES 522-8200-8200-2255-0000-000	156.33
				365979-IN	WW- HARDWARE SUPPLIES 522-8200-8200-2255-0000-000	390.63
				054272		Total : 644.41
159396	11/10/2016	093056	LAWSON PRODUCTS	9304421253	WW- HARDWARE SUPPLIES 522-8200-8200-2255-0000-000	1,535.38
				016980		Total : 1,535.38

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159397	11/10/2016	041927 LOU'S TIRE SERVICE	81131		AUTOMOTIVE TIRES	
				054275	608-6150-8700-2210-8101-000	18.00
			81132		AUTOMOTIVE TIRES	
				054275	608-6150-8700-2210-8200-000	929.08
Total :						947.08
159398	11/10/2016	093033 MAYON, LLC	11/1-11/10/16		FIN- PROF ACCOUNTING SERVICES	
					100-6040-6041-2350-0000-000	1,400.00
Total :						1,400.00
159399	11/10/2016	001712 PACIFIC ALARM SERVICE	R123280		BM- ALARM SERVICES	
				054309	605-6150-6211-2250-8101-000	123.00
			R123293		BM- ALARM SERVICES	
				054309	605-6150-6211-2250-8200-000	365.50
			R123295		BM- ALARM SERVICES	
				054309	605-6150-6211-2250-8101-000	134.00
Total :						622.50
159400	11/10/2016	041300 POWER PLUS	P10884-24		ELEC- ENGINEERING SERVICES	
				017038	520-8000-8003-2350-0923-000	2,750.00
			P10884-25		ELEC- ENGINEERING SERVICES	
				017038	520-8000-8003-2350-0923-000	2,500.00
			P10884-26		ELEC- ENGINEERING SERVICES	
				017038	520-8000-8003-2350-0923-000	2,437.50
Total :						7,687.50
159401	11/10/2016	094064 PR DIAMOND PRODUCTS, INC.	41600-in		AUTO- PARTS	
				016952	608-6150-8700-2210-6160-000	187.00
					608-6150-8700-2210-6160-000	24.96
Total :						211.96
159402	11/10/2016	094044 R. F. DICKSON	2508147		ST- STREET SWEEPING SVC	
				016476	100-6150-6160-2350-0000-000	17,500.00
Total :						17,500.00
159403	11/10/2016	046372 RACEWAY FORD	725248		ST- AUTOMOTIVE REPAIRS	
				016977	608-6150-8700-2210-6160-000	227.75

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159403	11/10/2016	046372	046372 RACEWAY FORD		(Continued)	Total : 227.75
159404	11/10/2016	093905	RIGHT OF WAY INC.	23879	ST- TRAFFIC CONTROL EQUIPMENT 210-6150-6160-2301-0000-000	74.67 Total : 74.67
159405	11/10/2016	018335	SAN BERNARDINO ASSOCIATED GOVT	896-C13040-1000802-8	TRAFFIC IMPACT- I-10 PEPPER INTERC 249-1000-6900-2350-0000-000	62,127.53 Total : 62,127.53
159406	11/10/2016	093712	SIEMENS INDUSTRY INC.	5610017617	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	4,165.00
			5610027826	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	4,165.00
			5620012529	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	1,795.11
			5620012936	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	5,386.00
			5620012975	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	6,344.65
			5620013585	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	6,308.30
			5620013635	016971	ST- TRAFFIC SIGNAL MAINTENANCE 210-6150-6160-2460-0000-000	11,871.89
					Total : 40,035.95	
159407	11/10/2016	025294	SOUTH COAST AIR QUALITY	2996624	PW- AQMD FEES 100-6150-6151-2241-0000-000	669.59
				2998386	PW- AQMD FEES 100-6150-6151-2241-0000-000	124.35
					Total : 793.94	
159408	11/10/2016	094005	THE PRESS-ENTERPRISE	0010197921	LLMD- LEGAL PUBLICATIONS 701-6150-6220-2340-0000-000	322.00
				054282	702-6150-6210-2340-0000-000	322.00
					Total : 644.00	
159409	11/10/2016	033501	VULCAN MATERIALS COMPANY	139221	ST- ASPHALT MATERIAL	

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159409	11/10/2016	033501 VULCAN MATERIALS COMPANY	(Continued)			
			71233436	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	38.84
			71248585	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	350.36
			71260178	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	519.06
			71261879	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	1,783.24
			71264944	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	278.24
			71277475	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	108.82
			71277476	016716	210-6150-6160-2301-0000-000 ST- ASPHALT MATERIAL	141.48
				016716	210-6150-6160-2301-0000-000	72.76

Total : 3,292.80

35 Vouchers for bank code : boa

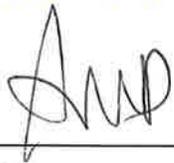
Bank total : 266,220.64

35 Vouchers in this report

Total vouchers : 266,220.64



Stacey Dabbs
Finance Director



Aurelio De La Torre
City Treasurer

vchlist
11/17/2016 5:11:12PM

Voucher List
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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159410	11/17/2016	092665 A PLUS TIRE SERVICE	72908		AUTO- AUTOMOTIVE SERVICE	
				054234	608-6150-8700-2210-6071-000	69.95
					Total :	69.95
159411	11/17/2016	026370 ALLSTAR FIRE EQUIPMENT INC	193710		FIRE- SAFETY GEAR	
			193711	016575	100-6090-6091-1180-0000-000	284.75
			193711	016575	FIRE- SAFETY GEAR	284.75
			193713	016575	100-6090-6091-1180-0000-000	1,047.60
			193713	016575	FIRE- SAFETY GEAR	1,047.60
			193719	016575	100-6090-6091-1180-0000-000	388.80
			193719	016575	FIRE- SAFETY GEAR	388.80
			193738	016575	100-6090-6091-1180-0000-000	569.14
					Total :	2,575.04
159412	11/17/2016	093493 ALONSO ALONSO	RE-ISSUE 12/7/16		LIB- COOKING WORKSHOP	
					211-6200-7101-2350-0000-000	300.00
					Total :	300.00
159413	11/17/2016	093578 AMERICAN TRAFFIC PRODUCTS INC.	16-19124		INV- PAINT	
				016953	100-1500-000	701.18
					100-1500-000	56.10
					Total :	757.28
159414	11/17/2016	002756 AMERON POLE PRODUCTS	106033		ELEC INV- STREET LIGHTS	
				016941	520-8000-8004-2301-0921-000	930.00
					520-8000-8004-2301-0921-000	69.61
					Total :	999.61
159415	11/17/2016	092644 ANDERSON, DEBORAH	OCTOBER 2016		COMM SVCS- CONTRACT INSTRUCTO	
				016648	100-6200-6202-2350-0000-000	532.00
					Total :	532.00
159416	11/17/2016	093989 ANIXTER POWER SOLUTIONS INC.	3348203-00		ELEC INV- HARDWARE SUPPLIES	
				016940	520-1500-154	3,517.61

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159416	11/17/2016	093989 ANIXTER POWER SOLUTIONS INC.	(Continued)		520-1500-154	281.41
					Total :	3,799.02
159417	11/17/2016	046028 AT & T	9391054939 - 09/16	054236	COMM SVCS- TELEPHONE SERVICES 100-6200-6202-2310-0000-000	80.43
			9391054976 - 09/16	054236	COMM SVCS- TELEPHONE SERVICES 100-6200-6202-2310-0000-000	38.91
			9391054984 - 10/16	054236	I.S.- TELEPHONE SERVICES 606-6040-6044-2310-0000-000	83.87
			9391054987 - 10/16	054236	I.S.- TELEPHONE SERVICES 606-6040-6044-2310-0000-000	104.79
			9391057033 - 10/16	054236	I.S.- TELEPHONE SERVICES 606-6040-6044-2310-0000-000	78.61
					Total :	386.61
159418	11/17/2016	039766 AUSERMAN, DENISE L	REBATE- WASHER		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	75.00
					Total :	75.00
159419	11/17/2016	094009 BARRERA, JOSE A.	OCTOBER 2016	016739	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	561.40
					Total :	561.40
159420	11/17/2016	093975 BLACK, ROBERT DOUGLAS	OCTOBER 2016	016646	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	10.50
					Total :	10.50
159421	11/17/2016	093537 BUSINESS RADIO LICENSING	WQWWW386		W- INSTALLATION OF RADIO COMMUNICATION 522-8200-8200-4920-0000-000	95.00
			WQWWW397		W- INSTALLATION OF RADIO COMMUNICATION 521-8100-8101-4920-0000-000	95.00
			WQWWW428		W- INSTALLATION OF RADIO COMMUNICATION 521-8100-8101-4920-0000-000	95.00
			WQWWW430		W- INSTALLATION OF RADIO COMMUNICATION 522-8200-8200-4920-0000-000	95.00
			WQWWW433		W- INSTALLATION OF RADIO COMMUNICATION	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159421	11/17/2016	093537 BUSINESS RADIO LICENSING	(Continued)		522-8200-8200-4920-0000-000	95.00
					Total :	475.00
159422	11/17/2016	015809 CALOLYMPIC GLOVE &	355100	016957	INV- SAFETY SUPPLIES 100-1500-000	283.50
			355100-1	016957	100-1500-000 INV- SAFETY SUPPLIES	58.40
			355100-2	016957	100-1500-000 INV- SAFETY SUPPLIES	380.04
				016957	100-1500-000 100-1500-000	44.87
					Total :	951.21
159423	11/17/2016	029695 CALPORTLAND CEMENT	92978790	017010	WW- CEMENT MATERIAL 522-8200-8200-2301-0000-000	91.94
			93001830	017010	WW- CEMENT MATERIAL 522-8200-8200-2301-0000-000	76.55
					Total :	168.49
159424	11/17/2016	049181 CITY NEWS GROUP	B2938120		C. CLERK- LEGAL PUBLICATION 100-6010-6010-2340-0000-000	345.40
					Total :	345.40
159425	11/17/2016	000131 COLTON COURIER	CC5958		C. CLERK- PUBLIC NOTICE PUBLICATION 100-6010-6010-2340-0000-000	56.00
			CC5959		C. CLERK- PUBLIC NOTICE PUBLICATION 100-6010-6010-2340-0000-000	80.00
					Total :	136.00
159426	11/17/2016	031653 CONFIRE JPA	2017029	016860	FIRE- CONFIRE SERVICES 100-6090-6091-2350-0000-000	35,072.43
					Total :	35,072.43
159427	11/17/2016	046366 CORONA, MANUEL A.	OCTOBER 2016	016740	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	682.50

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159427	11/17/2016	046366 046366 CORONA, MANUELA.	(Continued)			Total : 682.50
159428	11/17/2016	060149 DABBS, STACEY	12/08/16		FIN- REGISTRATION (CSMFO CHAPTER MEETING 100-6040-6041-2280-0000-000	40.00
					Total :	40.00
159429	11/17/2016	058736 EVANS, PAUL	11/13-18/16		I.S.-PER DIEM/MILEAGE (CIS CONF) 606-6040-6044-2280-0000-000	207.46
					Total :	207.46
159430	11/17/2016	041694 FAILSAFE TESTING	8698	016846	FIRE- GROUND LADDERS TESTED 100-6090-6091-2240-0000-000	650.00
					Total :	650.00
159431	11/17/2016	015957 FAIRVIEW FORD SALES, INC	333161	054250	AUTO- AUTOMOTIVE PARTS 608-6150-8700-2210-6071-000	152.41
					Total :	152.41
159432	11/17/2016	060587 FELIX JR, ALBERT	REBATE- MULCH		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	150.00
					Total :	150.00
159433	11/17/2016	093928 FLYERS ENERGY, LLC	16-353659	054252	FIRE- DIESEL FUEL 100-6090-6091-2210-0000-000	719.36
			16-353660	054252	FIRE- DIESEL FUEL 100-6090-6091-2210-0000-000	1,769.96
					Total :	2,489.32
159434	11/17/2016	094080 FMB TRUCK OUTFITTERS	30264		AUTO- PARTS & HARDWARE 608-6150-8700-2210-6205-000	127.53
					Total :	127.53
159435	11/17/2016	092134 FOX OCCUPATIONAL MEDICAL CENTE	5100-73758	054253	HR- PRE-EMPLOYMENT PHYSICALS 100-6150-6205-2350-0000-000	35.00
				054253	520-8000-8004-1161-0926-000	35.00
				054253	522-8200-8200-2350-0000-000	35.00
				054253	210-6150-6160-2350-0000-000	35.00
				054253	100-6030-6030-2350-0000-000	2,721.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159435	11/17/2016	092134	092134 FOX OCCUPATIONAL MEDICAL CENTE		(Continued)	Total : 2,861.00
159436	11/17/2016	094052	FRANK ESQUER		OCTOBER 2016	
				016754	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	39.20
					Total :	39.20
159437	11/17/2016	046280	FRED G WALTER & SON		14825	
				016781	WW- MACHINERY REPAIRS 522-8200-8200-2257-0000-000	306.45
					Total :	306.45
159438	11/17/2016	092051	GE MOBILE WATER, INC		98447229	
				016832	ELEC- LEASE FOR EQUIPMENT 520-8000-8009-2225-0548-000	7,696.70
					98458244	
				016832	ELEC- LEASE FOR EQUIPMENT 520-8000-8009-2225-0548-000	3,660.16
					Total :	11,356.86
159439	11/17/2016	000157	GENUINE AUTO PARTS		161317	
				054256	FIRE- AUTO PARTS 100-6090-6091-2210-0000-000	91.75
					162919	
				054256	AUTOMOTIVE PARTS 608-6150-8700-2210-6160-000	21.44
					162969	
				054256	AUTOMOTIVE PARTS 608-6150-8700-2210-6071-000	5.99
					162991	
				054256	FIRE- AUTO PARTS 100-6090-6091-2210-0000-000	6.15
					163047	
				054256	AUTOMOTIVE PARTS 608-6150-8700-2210-6071-000	265.78
					163270	
				054256	FIRE- AUTO PARTS 100-6090-6091-2210-0000-000	11.66
					Total :	402.77
159440	11/17/2016	000160	GRAYBAR ELECTRIC CO		987905503	
				054258	BM- ELECTRIC PARTS 605-6150-6211-2250-6211-000	39.89
					Total :	39.89
159441	11/17/2016	082768	HAIG, ANTHONY J		OCTOBER 2016	
				016733	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	288.00
					Total :	288.00

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159442	11/17/2016	040757 HARRINGTON IND PLASTICS, INC	012H3822		W- PIPE SUPPLIES	
				016883	521-8100-8101-2301-0000-000	2,698.05
					521-8100-8101-2301-0000-000	171.20
					Total :	2,869.25
159443	11/17/2016	025906 HOME DEPOT	1013498		BM- HARDWARE SUPPLIES	
			101916	054262	605-6150-6211-2250-6211-000	18.07
			2011605	054260	COMM SVC- HARDWARE SUPPLIES	154.21
			7971319	054262	605-6150-6211-2250-6217-000	71.27
				054264	521-8100-8101-2411-0000-000	73.42
					Total :	316.97
159444	11/17/2016	000164 HUB CONST SPECIALTIES, INC	B08004012		W- MAINTENANCE MATERIALS	
				054267	521-8100-8101-2301-0000-000	84.44
					Total :	84.44
159445	11/17/2016	093195 JOHNSON RENTAL SERVICES	13015503-0002		WW- EQUIPMENT RENTAL	
				016874	522-8200-8200-2420-0000-000	42.50
					Total :	42.50
159446	11/17/2016	041927 LOU'S TIRE SERVICE	81242		AUTOMOTIVE TIRES	
				054275	608-6150-8700-2210-8101-000	970.28
					Total :	970.28
159447	11/17/2016	041081 MISSION LINEN SUPPLY & UNIFORM	503461629		WW- UNIFORM RENTAL SERVICES	
			503480830	054276	522-8200-8200-1170-0000-000	212.08
			503480832	054276	BM- MAT RENTAL	36.45
			503489799	054276	605-6150-6211-2250-6211-000	32.59
				054276	608-6150-8700-1170-0000-000	18.56
			503489801	054276	608-6150-8700-2301-0000-000	24.21
					BM- LINEN/UNIFORM RENTAL	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159447	11/17/2016	041081 MISSION LINEN SUPPLY & UNIFORM	(Continued)			
			503489805	054276	605-6150-6211-1170-0000-000 W- UNIFORM RENTAL SERVICES	25.15
				054276	521-8100-8101-1170-0000-000	217.75
				054276	521-8300-8300-1170-0000-000	7.38
			503510637		VW- UNIFORM RENTAL SERVICES	
				054276	522-8200-8200-1170-0000-000	211.80
			503526334		W- UNIFORM RENTAL SERVICES	
				054276	521-8100-8101-1170-0000-000	204.82
			503528004		BM- LINEN/UNIFORM RENTAL	
				054276	605-6150-6211-2250-6211-000	32.59
			503536572		AUTO- LINEN/UNIFORM RENTAL	
				054276	608-6150-8700-1170-0000-000	18.55
				054276	608-6150-8700-2301-0000-000	24.22
			503536574		BM- LINEN/UNIFORM RENTAL	
				054276	605-6150-6211-1170-0000-000	25.15
			503536578		W- UNIFORM RENTAL SERVICES	
				054276	521-8100-8101-1170-0000-000	218.92
				054276	521-8300-8300-1170-0000-000	7.38
			503574265		BM- MAT RENTAL	
				054276	605-6150-6211-2250-6211-000	36.45
					Total :	1,354.05
159448	11/17/2016	093388 MUNICIPAL CODE CORPORATION	00277312		C. CLERK- CODE OF ORDINANCES	
					100-6010-6010-2350-0000-000	3,822.63
					Total :	3,822.63
159449	11/17/2016	093220 NESTLE WATERS NORTH AMERICA	16J0021202460		FIRE- BOTTLE WATER SERVICES	
				054277	100-6090-6091-2301-0000-000	215.96
					Total :	215.96
159450	11/17/2016	093924 NINA MEZA GERMAN	OCTOBER 2016		COMM SVCS- CONTRACT INSTRUCTO	
				016737	100-6200-6202-2350-0000-000	80.50
					Total :	80.50
159451	11/17/2016	045033 OFFICE DEPOT	817560246002		ELEC- OFFICE SUPPLIES	
				054280	520-8000-8003-2301-0921-000	63.76

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159451	11/17/2016	045033 OFFICE DEPOT	(Continued)			
				054280	520-8000-8005-2300-0930-200	15.94
				054280	520-8000-8004-2301-0921-000	47.82
				054280	520-8000-8002-2301-0921-000	31.89
		871145621001			W- OFFICE SUPPLIES	
				054280	521-8300-8300-2300-0000-000	308.76
		871560246001			ELEC- OFFICE SUPPLIES	
				054280	520-8000-8004-2301-0921-000	20.99
				054280	520-8000-8005-2300-0930-200	31.09
				054280	520-8000-8001-2300-0921-000	31.09
		871836207001			C. CARE- OFFICE SUPPLIES	
				054280	206-7200-7203-2300-0000-000	269.05
		872871173001			W- OFFICE SUPPLIES	
				054280	521-8300-8300-2300-0000-000	340.76
		872916339001			C. CARE- OFFICE SUPPLIES	
				054280	206-7200-7202-2300-0000-000	63.69
		873594501001			FIRE- OFFICE SUPPLIES	
				054280	100-6090-6091-2300-0000-000	107.25
		873594921001			FIRE- OFFICE SUPPLIES	
				054280	100-6090-6091-2300-0000-000	26.09
		874513978001			ELEC- OFFICE SUPPLIES	
				054280	521-8100-8110-2300-0000-000	6.90
				054280	520-8000-8005-2300-0930-200	48.96
				054280	520-8000-8001-2300-0921-000	2.15
					Total :	1,416.19
159452	11/17/2016	045033 OFFICE DEPOT	870133125001		PW- OFFICE SUPPLIES	
				016890	100-6150-6151-2301-0000-000	210.68
			870136753001		PW- OFFICE SUPPLIES	
				016890	100-6150-6151-2301-0000-000	50.20
			871359365001		PW- OFFICE SUPPLIES	
				016890	100-6150-6151-2301-0000-000	197.63
					Total :	458.51
159453	11/17/2016	cbc9377 RIVAS-RUIZ, JULIA	00830200		DEPOSIT REFUND	
					520-2450-232	375.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159453	11/17/2016	cbc9377 cbc9377 RIVAS-RUIZ, JULIA	(Continued)			Total : 375.00
159454	11/17/2016	038549 RODRIGUEZ, PATRICIA	OCTOBER 2016	016803	COMM SVCS- CONTRACT INSTRUCTOR 100-6200-6202-2350-0000-000	2,163.20 Total : 2,163.20
159455	11/17/2016	092631 SANDLER BROS.	0197057-IN	016989	INV- FLANNEL RAGS 100-1500-000 100-1500-000	1,240.00 99.20 Total : 1,339.20
159456	11/17/2016	094045 SITEONE LANDSCAPE SUPPLY, LLC	78101126	016999	INV- LANDSCAPE SUPPLIES 100-1500-000 100-1500-000	110.00 8.80 Total : 118.80
159457	11/17/2016	092670 SO CAL LOCKSMITH	34701 34703	054291 054291	BM- LOCK PARTS AND SERVICES 605-6150-6211-2250-6250-000 COMM SVCS- LOCK PARTS 100-6200-6212-2301-0000-000	41.31 9.66 Total : 50.97
159458	11/17/2016	001473 SOUTHERN CALIFORNIA EDISON	7500707537 7500712651		ELEC- COVERING BILL OF SALE 520-8000-8002-2255-0592-100 ELEC- COVERING BILL OF SALE 520-8000-8002-2255-0592-100	202.66 10,348.00 Total : 10,550.66
159459	11/17/2016	003763 SOUTHERN CALIFORNIA EDISON	7500718978 7500718979 7500718980 7500718981		ELEC- FIRM TRANSMISSION 520-8000-8006-2330-0555-700 ELEC- FIRM TRANSMISSION 520-8000-8006-2330-0555-700 ELEC- FIRM TRANSMISSION 520-8000-8006-2330-0555-700 ELEC- FIRM TRANSMISSION 520-8000-8006-2330-0555-700	16,920.00 16,920.00 101,520.00 79,202.52 Total : 214,562.52

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159460	11/17/2016	000234 SQUIRES LUMBER COMPANY	310505		BM- MAINTENANCE MATERIAL	
				054295	605-6150-6211-2250-6091-000	3.55
			310514		BM- MAINTENANCE MATERIAL	
				054295	605-6150-6211-2250-6091-000	10.25
			310632		BM- MAINTENANCE MATERIAL	
				054295	605-6150-6211-2250-6091-000	4.27
			310719		FIRE- MAINTENANCE MATERIAL	
				054295	100-6090-6091-1160-0000-000	89.58
			310956		BM- MAINTENANCE MATERIAL	
				054295	605-6150-6211-2250-6211-000	6.47
			311018		BM- MAINTENANCE MATERIAL	
				054295	605-6150-6211-2250-6205-000	6.87
			311021		DEV SVCS- MAINTENANCE MATERIAL	
				054295	100-6300-9050-2350-0000-000	14.02
			311047		C. CARE- MAINTENANCE MATERIAL	
				054295	206-7200-7202-2301-0000-000	39.40
					Total :	174.41
159461	11/17/2016	092338 STEWART, HOPE	OCTOBER 2016		COMM SVCS- CONTRACT INSTRUCTOR	
				016738	100-6200-6202-2350-0000-000	180.60
					Total :	180.60
159462	11/17/2016	cbc1361 STEWART, LISA MARIA	0049044 RE-ISSUE		CLOSING BILL CREDIT (RE-ISSUE)	
					520-2450-232	254.73
					Total :	254.73
159463	11/17/2016	093976 TALBERT, TYRON D.	OCTOBER 2016		COMM SVCS- CONTRACT INSTRUCTOR	
				016736	100-6200-6202-2350-0000-000	84.00
					Total :	84.00
159464	11/17/2016	002964 THE COUNSELING TEAM	32303		HR- COUNSELING SERVICES	
				054244	100-6030-6030-2350-0000-000	900.00
					Total :	900.00
159465	11/17/2016	093778 THIRD ALARM FIRE EQUIPMENT CO.	2280		FIRE- SAFETY SUPPLIES	
				016946	100-6090-6091-2301-0000-000	390.99
					Total :	390.99

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159466	11/17/2016	045823 THOMPSON COBURN LLP	SEPT 2016		ELEC- VARIOUS LEGAL SERVICES	
				016751	520-8000-8001-2350-0923-000	6,487.57
					Total :	6,487.57
159467	11/17/2016	cbc9378 TRUJILLO, MARIA	00265398		CREDIT REFUND	
					520-2450-232	37.66
					Total :	37.66
159468	11/17/2016	092083 ULTRA PRINTING	13032		COMM SVCS- BUSINESS CARDS	
				054300	100-6200-6202-2301-0000-000	33.48
					Total :	33.48
159469	11/17/2016	003171 WEST VALLEY WATER DISTRICT	23577-23504-11/16		LLMD- WATER SERVICES	
			24015-23926-11/16		702-6150-6210-2320-0000-000	230.69
			24843-24702-11/16		LLMD- WATER SERVICES	
			25241-25078-11/16		702-6150-6210-2320-0000-000	334.42
			25493-25320-11/16		LLMD- WATER SERVICES	
			25495-25322-11/16		702-6150-6210-2320-0000-000	238.98
			25875-25680-11/16		LLMD- WATER SERVICES	
			26061-25862-11/16		702-6150-6210-2320-0000-000	70.02
			26529-26320-11/16		LLMD- WATER SERVICES	
					702-6150-6210-2320-0000-000	59.51
					LLMD- WATER SERVICES	
					702-6150-6210-2320-0000-000	230.60
					LLMD- WATER SERVICES	
					702-6150-6210-2320-0000-000	133.11
					LLMD- WATER SERVICES	
					702-6150-6210-2320-0000-000	25.05
					LLMD- WATER SERVICES	
					702-6150-6210-2320-0000-000	70.02
					Total :	1,470.40
159470	11/17/2016	093847 WHITE NELSON DIEHL EVANS LLP	165549		FIN- CONSULTING SERVICES	
				016928	100-6040-6041-2350-0000-000	21,000.00
				016928	206-7200-7203-2350-0000-000	1,100.00
					Total :	22,100.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159471	11/17/2016	092891 ZOLL MEDICAL CORPORATION	2433555	017022	FIRE- ECG CABLES AND CUFFS 100-6090-6091-2301-0000-000	558.90
Total :						558.90
62 Vouchers for bank code : boa						Bank total : 340,472.70
62 Vouchers in this report						Total vouchers : 340,472.70



Stacey Dabbs
Finance Director



Aurelio De La Torre
City Treasurer

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159472	11/23/2016	026370 ALLSTAR FIRE EQUIPMENT INC	193768		FIRE- SAFETY GEAR	
				016575	100-6090-6091-1180-0000-000	1,905.48
			193794		FIRE- SAFETY GEAR	
				016575	100-6090-6091-1180-0000-000	748.98
			193810		FIRE- SAFETY GEAR	
				016575	100-6090-6091-1180-0000-000	284.18
					Total :	2,938.64
159473	11/23/2016	092692 ANALYSTS INC.	S-274541		ELEC- SAMPLE TESTING SERVICES	
				016614	520-8000-8009-2225-0548-000	208.52
					Total :	208.52
159474	11/23/2016	046028 AT & T	9391055038-10/16		C. CARE- TELEPHONE SERVICES	
				054236	206-7200-7202-2310-0000-000	10.15
				054236	206-7200-7203-2310-0000-000	10.16
			9391055106-10/16		I.S.- TELEPHONE SERVICES	
				054236	606-6040-6044-2310-0000-000	69.62
			9391055262-10/16		I.S.- TELEPHONE SERVICES	
				054236	606-6040-6044-2310-0000-000	881.12
			9391057036-0916		W- TELEPHONE SERVICES	
				054236	521-8100-8101-2310-0000-000	70.05
			9391057038-10/16		I.S.- TELEPHONE SERVICES	
				054236	606-6040-6044-2310-0000-000	331.88
					Total :	1,372.98
159475	11/23/2016	092211 AT & T SOLUTIONS	5206183303		ELEC- SERVICE FOR WAN MODEMS	
				016672	520-8000-8001-2310-0930-200	148.00
			5291183300		ELEC- SERVICE FOR WAN MODEMS	
				016672	520-8000-8009-2225-0548-000	199.32
					Total :	347.32
159476	11/23/2016	039766 AUSERMAN, DENISE L	REBATE - WASHER		PUBLIC BENEFIT- ENERGY EFFICIENCY	
					526-8000-8035-2041-0930-010	75.00
					Total :	75.00
159477	11/23/2016	093447 AVAYA INC.	2733771798		I.S.- PHONE SYSTEM MAINTENANCE	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159477	11/23/2016	093447 AVAYA INC.	(Continued)			
				016753	606-6040-6044-2310-0000-000	2,457.97
					Total :	2,457.97
159478	11/23/2016	013797 B & G EQUIPMENT RENTAL	12254		PARKS- RENTAL EQUIPMENT	
				017017	100-6150-6205-2420-0000-000	283.80
					Total :	283.80
159479	11/23/2016	093492 BATTERY SYSTEMS INC.	3734457		INV- AUTOMOTIVE BATTERIES	
				017042	100-1510-000	987.88
					100-1510-000	79.04
					Total :	1,066.92
159480	11/23/2016	092968 BLAIS & ASSOCIATES	09-2016-CL1		CM- GRANT SUPPORT SERVICES	
				016762	100-6020-6020-2350-0000-000	1,413.66
			09-2016-CL2		CM- GRANT SUPPORT SERVICES	
				016762	100-6020-6020-2350-0000-000	2,819.43
					Total :	4,233.09
159481	11/23/2016	041228 BRIONES, RUBEN	OPT REIMB 15-17		ELEC- OPTICAL REIMBURSEMENT	
					520-8000-8003-1101-0926-000	504.00
					Total :	504.00
159482	11/23/2016	024815 BRITHINEE ELECTRIC	SI05740		W- ELECTRICAL PARTS	
				054239	521-8100-8101-2411-0000-000	445.80
			SI05759		W- ELECTRICAL PARTS	
				054239	521-8100-8101-2411-0000-000	422.79
					Total :	868.59
159483	11/23/2016	092017 BURLINGTON SAFETY LABS	47412		ELEC- TESTING OF INSULATING GLOVES	
				016685	520-8000-8004-1180-0926-000	555.49
					Total :	555.49
159484	11/23/2016	093676 CANON SOLUTIONS AMERICAN, INC.	4020614108		COPIER MAINTENANCE (VARIOUS DEPTS)	
				016827	100-6070-6071-2240-0000-000	206.43
				016827	100-6300-6301-2240-0000-000	403.34
				016827	520-8000-8001-2240-0930-200	217.13
				016827	100-6040-6043-2240-0000-000	33.25

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159484	11/23/2016	093676 CANON SOLUTIONS AMERICAN, INC.	(Continued)			
				016827	100-6200-6200-2240-0000-000	395.07
				016827	100-6090-6091-2240-0000-000	17.94
				016827	100-6000-6000-2240-0000-000	139.90
				016827	100-6070-6071-2240-0000-000	161.64
				016827	206-7200-7202-2240-0000-000	32.38
				016827	100-6040-6043-2240-0000-000	3.33
				016827	100-6070-6071-2240-0000-000	31.70
				016827	100-6150-6151-2240-0000-000	36.71
				016827	521-8300-8300-2240-0000-000	36.71
				016827	100-6070-6071-2240-0000-000	85.49
				016827	100-6200-6250-2240-0000-000	0.10
				016827	100-6030-6030-2240-0000-000	158.95
				016827	520-8000-8009-2225-0548-000	4.67
				016827	100-6040-6041-2240-0000-000	85.98
				016827	100-6200-6250-2240-0000-000	114.86
				016827	100-6070-6071-2240-0000-000	174.64
				016827	520-8000-8003-2240-0592-100	26.28
				016827	100-6020-6020-2240-0000-000	24.29
				016827	100-6150-6151-2240-0000-000	74.94
				016827	521-8300-8300-2240-0000-000	74.94
					Total :	2,540.67
159485	11/23/2016	045542 CARL WARREN & COMPANY	1778266		RISK- LIABILITY CLAIMS SERVICE FEE	
					607-6040-8601-2350-0000-000	7,841.50
			1781374		RISK- SUBROGATION CLAIMS FEES	
					607-6040-8601-2350-0000-000	541.96
					Total :	8,383.46
159486	11/23/2016	060519 CHIOU, EILEEN	REBATE - TURF		WATER CONSERVATION REBATE	
					521-8100-8110-2041-0000-000	1,600.00
					Total :	1,600.00
159487	11/23/2016	060616 CITY OF MORENO VALLEY	140524		SETTLEMENT DISTRIBUTION	
					762-2360-000	50.00
					Total :	50.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159488	11/23/2016	060599 CORRAL, SALINA	REBATE - WASHER		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	75.00 Total : 75.00
159489	11/23/2016	092722 D & B AUTOMOBILE REPAIR	2366	054245	AUTOMOBILE REPAIRS 608-6150-8700-2210-6160-000	49.50 Total : 49.50
159490	11/23/2016	001897 DAN'S LAWNMOWER	118161	054246	AUTO- LAWN & GARDEN SUPPLIES 608-6150-8700-2210-8200-000	77.60 Total : 77.60
159491	11/23/2016	043186 DEBELLIS, THOMAS	11/16/16		FIRE- REIMBURSE FOR RECERTIFICAT 100-6090-6091-1161-0000-000	270.00 Total : 270.00
159492	11/23/2016	043438 DELL COMPUTER CORPORATION	XK21KP132	054247	DEV SVCS- DRUM KIT 100-6300-6301-2300-0000-000	60.52 Total : 60.52
159493	11/23/2016	044364 DLT SOLUTIONS, LLC	SI338834	016937 016937	ELEC- AUTODESK SUBSCRIPTION 520-8000-8002-2350-0923-000 520-8000-8003-2255-0592-100	1,553.40 517.80 Total : 2,071.20
159494	11/23/2016	037702 ELROD FENCE COMPANY	10802	016482	DEV SVCS- FENCE REPAIR SERVICES 100-6300-6301-2350-0000-000	64,722.00 Total : 64,722.00
159495	11/23/2016	044801 EVERBANK COMMERCIAL FINANCE IN	4037263	016956	C/S- MAINTENANCE ON COPIER 100-6040-6042-2420-0000-000	698.82 Total : 698.82
159496	11/23/2016	013964 FEDERAL EXPRESS CORPORATION	5-593-54621	016690	ELEC- DELIVERY SERVICE 520-8000-8009-2225-0548-000	1,383.16 Total : 1,383.16
159497	11/23/2016	001422 FERGUSON ENTERPRISES INC #1350	3371901		BM- PLUMBING SUPPLIES	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159497	11/23/2016	001422 FERGUSON ENTERPRISES INC #1350	(Continued)			
			3514088	054251	605-6150-6211-2250-6211-000 BM- PLUMBING SUPPLIES	211.20
			3933656	054251	605-6150-6211-2250-6202-000 BM- PLUMBING SUPPLIES	96.94
				054251	605-6150-6211-2250-6211-000	428.38
					Total :	736.52
159498	11/23/2016	093928 FLYERS ENERGY, LLC	16-354143		INV- FUEL	
				054252	100-1530-000	12,020.67
					Total :	12,020.67
159499	11/23/2016	046280 FRED G WALTER & SON	14805		WWW- MACHINERY REPAIRS	
				016781	522-8200-8200-2257-0000-000	175.50
					Total :	175.50
159500	11/23/2016	094050 FRONTIER COMMUNICATIONS	8842700-10/16		C. CARE- TELEPHONE SERVICE	
				016640	206-7200-7203-2310-0000-000	91.06
					Total :	91.06
159501	11/23/2016	060613 GANTT, MARIO	REBATE - TURF		WATER CONSERVATION REBATE	
					521-8100-8110-2041-0000-000	800.00
					Total :	800.00
159502	11/23/2016	000157 GENUINE AUTO PARTS	158751		ELEC- AUTOMOTIVE PARTS	
			161058	054256	520-8000-8004-2301-0921-000 AUTOMOTIVE PARTS	9.46
			161093	054256	608-6150-8700-2210-6205-000 AUTOMOTIVE PARTS	110.10
			161793	054256	608-6150-8700-2210-6205-000 W- AUTOMOTIVE PARTS	57.46
			161816	054256	521-8100-8101-2411-0000-000 W- AUTOMOTIVE PARTS	42.88
			162555	054256	521-8100-8101-2411-0000-000 WWW- AUTOMOTIVE PARTS	41.44
			162627	054256	522-8200-8200-2257-0000-000 DEV SVCS- AUTOMOTIVE PARTS	235.44

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159502	11/23/2016	000157	GENUINE AUTO PARTS		(Continued)	
				054256	100-6300-6301-2210-0000-000	134.42
			162949		WW- AUTOMOTIVE PARTS	
				054256	522-8200-8200-2255-0000-000	8.94
			162970		AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6071-000	15.10
			163113		AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6071-000	288.13
			163269		BM- AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6211-000	45.34
			163608		AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6071-000	41.62
			163659		AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6071-000	-21.57
			163709		AUTOMOTIVE PARTS	
				054256	608-6150-8700-2210-6071-000	20.80
					Total :	1,029.56
159503	11/23/2016	093069	GLOBALSTAR USA	1.7760816	FIRE- SATELLITE PHONE SERVICE	
				016763	100-6090-6094-2310-0000-000	475.76
					Total :	475.76
159504	11/23/2016	093952	GREEN ACRES ADVERTISING DESIGN	3555	PUBLIC BEN- MARKETING SERVICES	
				015602	526-8000-8035-2350-0923-000	1,833.33
				015602	526-8000-8037-2350-0923-000	1,833.33
				015602	526-8000-8038-2350-0923-000	1,833.34
					Total :	5,500.00
159505	11/23/2016	060618	HERNANDEZ, ROCIO	00543969	C/S- DEPOSIT REFUND	
					520-2450-232	250.00
					Total :	250.00
159506	11/23/2016	060619	HETRICK, MARK	REBATE - EVAP COOLER	PUBLIC BENEFIT- ENERGY EFFICIENCY	
					526-8000-8035-2041-0930-010	100.00
					Total :	100.00
159507	11/23/2016	060617	HOLGUIN, THOMAS	00120330	C/S- DEPOSIT REFUND	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159507	11/23/2016	060617 HOLGUIN, THOMAS	(Continued)		520-2450-232	200.00
					Total :	200.00
159508	11/23/2016	025906 HOME DEPOT	6030626	054261	ELEC- HARDWARE SUPPLIES 520-8000-8003-2255-0592-100	129.36
			9971642	054261	ELEC- HARDWARE SUPPLIES 520-8000-8004-2301-0921-000	103.18
					Total :	232.54
159509	11/23/2016	025906 HOME DEPOT	8042731	016587	ELEC- HARDWARE SUPPLIES 520-8000-8009-2225-0548-000	84.74
					Total :	84.74
159510	11/23/2016	001201 INNER-TITE	124293	016819	ELEC- METER LOCK RINGS AND ADAPTERS 520-8000-8024-2301-0921-000 520-8000-8024-2301-0921-000	17,240.00 1,379.20
					Total :	18,619.20
159511	11/23/2016	094021 IRIS POWER LP	411715	016992	ELEC- BUS TRACII ON-LINE PD MONITOR 520-8000-8009-2225-0548-000 520-8000-8009-2225-0548-000	13,700.00 1,096.00
					Total :	14,796.00
159512	11/23/2016	092166 K H METALS AND SUPPLY	0368243-IN	054272	W- HARDWARE SUPPLIES 521-8100-8101-2301-0000-000	35.29
					Total :	35.29
159513	11/23/2016	023087 LAKESHORE LIFESKILLS	1956341016	054273	C. CARE- EDUCATIONAL MATERIAL 206-7200-7203-2304-0000-000	53.97
					Total :	53.97
159514	11/23/2016	049787 LEAGUE OF CALIFORNIA CITIES	2645		COUNCIL- LCC LEGISLATIVE LUNCHEON 100-6000-6000-2280-0002-000	40.00
					Total :	40.00
159515	11/23/2016	060288 LOPEZ, LAURA	REBATE - TURF		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	800.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159515	11/23/2016	060288 060288 LOPEZ, LAURA			(Continued)	Total : 800.00
159516	11/23/2016	041927 LOU'S TIRE SERVICE	81187	054275	AUTOMOTIVE TIRES 608-6150-8700-2210-8000-000	120.55 Total : 120.55
159517	11/23/2016	093033 MAYON, LLC	11/11-11/23/16		FIN- PROF ACCOUNTING SERVICE 100-6040-6041-2350-0000-000	1,800.00 Total : 1,800.00
159518	11/23/2016	041081 MISSION LINEN SUPPLY & UNIFORM	503431406	054276	PURCH- UNIFORM RENTAL SERVICE 100-6040-6043-1170-0000-000	28.54
			503443554	054276	PURCH- UNIFORM RENTAL SERVICE 100-6040-6043-1170-0000-000	33.64
			503489798	054276	PURCH- UNIFORM RENTAL SERVICE 100-6040-6043-1170-0000-000	33.64
			503536571	054276	PURCH- UNIFORM RENTAL SERVICE 100-6040-6043-1170-0000-000	33.64
			503556948	054276	WW- UNIFORM RENTAL SERVICES 522-8200-8200-1170-0000-000	262.08
			503584715	054276	PURCH- UNIFORM RENTAL SERVICE 100-6040-6043-1170-0000-000	33.64
			503584722	054276	W- UNIFORM RENTAL SERVICES 521-8100-8101-1170-0000-000	219.71
				054276	521-8300-8300-1170-0000-000	7.38 Total : 652.27
159519	11/23/2016	094033 NORTHSTAR CHEMICAL, LLC	93866	054278	W- CHEMICAL SUPPLIES 521-8100-8101-2308-0000-000	3,167.57
			93867	054278	W- CHEMICAL SUPPLIES 521-8100-8101-2308-0000-000	1,682.82
			93868	054278	W- CHEMICAL SUPPLIES 521-8100-8101-2308-0000-000	850.76
			93869	054278	W- CHEMICAL SUPPLIES 521-8100-8101-2308-0000-000	504.85 Total : 6,206.00

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159520	11/23/2016	003293 PADILLA, CAROLINA R	EXC MED 16/17		C. CLERK- MEDICAL EXPENSE REIMB. 100-6010-6010-1100-0000-000	207.88
					Total :	207.88
159521	11/23/2016	059682 PARKER, ALFRED	REBATE - MULCH		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	150.00
			REBATE - TURF		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	800.00
					Total :	950.00
159522	11/23/2016	093995 PLACEWORKS, INC.	60372	054230	DEV SVCS- ENVIRO SERVICES 762-2338-000	2,866.30
					Total :	2,866.30
159523	11/23/2016	014316 PRUDENTIAL OVERALL SUPPLY	22329560	054308	ELEC- UNIFORM RENTAL SERVICES 520-8000-8009-2225-0548-000	63.75
			22330198	054308	ELEC- UNIFORM RENTAL SERVICES 520-8000-8004-1170-0926-000	220.80
				054308	520-8000-8002-2301-0921-000	12.65
			22330199	054308	ELEC- UNIFORM RENTAL SERVICES 520-8000-8003-1170-0926-000	133.53
					Total :	430.73
159524	11/23/2016	016168 RAINBOW BOLT & SUPPLY	0160358-IN	016678	ELEC- HARDWARE SUPPLIES 520-8000-8004-2301-0921-000	91.26
					Total :	91.26
159525	11/23/2016	048789 RAMIREZ, JAIME	10/17/16-10/28/16		PD- PER DIEM (SUPERVISORY COURSE) 100-6070-6071-1160-0000-000	96.01
					Total :	96.01
159526	11/23/2016	060614 RAMIREZ, LAURA	REBATE - MULCH		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	150.00
			REBATE - TURF		WATER CONSERVATION REBATE 521-8100-8110-2041-0000-000	800.00
					Total :	950.00
159527	11/23/2016	093905 RIGHT OF WAY INC.	23903		ST- TRAFFIC CONTROL EQUIPMENT	

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Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159527	11/23/2016	093905 RIGHT OF WAY INC.	(Continued)			
				016844	210-6150-6160-2301-0000-000	147.15
			24381		ST- TRAFFIC CONTROL EQUIPMENT	
				016844	210-6150-6160-2301-0000-000	634.42
			24399		ST- TRAFFIC CONTROL EQUIPMENT	
				016844	210-6150-6160-2301-0000-000	70.00
			24400		ST- TRAFFIC CONTROL EQUIPMENT	
				016844	210-6150-6160-2301-0000-000	70.00
			24471		ST- TRAFFIC CONTROL EQUIPMENT	
				016844	210-6150-6160-2301-0000-000	140.61
					Total :	1,062.18
159528	11/23/2016	060615 RODELA, ALBERTO	REBATE - TURF		WATER CONSERVATION REBATE	
					521-8100-8110-2041-0000-000	1,600.00
					Total :	1,600.00
159529	11/23/2016	016258 ROYAL WHOLESALE ELECTRIC	6441-520842		BM- ELECTRICAL SUPPLIES	
					605-6150-6211-2301-0000-000	507.60
					Total :	507.60
159530	11/23/2016	092322 SAM'S CLUB DIRECT	CHARGES - OCT 2016		SUPPLIES (VARIOUS DEPT'S)	
				054288	100-6200-6214-2301-0000-000	862.88
				054288	100-6200-6215-2301-0000-000	1,949.41
				054288	100-6200-6202-2301-0000-000	41.84
				054288	100-6200-6212-2301-0000-000	39.03
				054288	100-6200-6203-2301-0000-000	19.87
					Total :	2,913.03
159531	11/23/2016	044585 SANCHEZ, SABDI	DIRECT DEPOSIT RETRN		DIRECT DEPOSIT RETURNED	
					762-2005-000	1,100.00
					Total :	1,100.00
159532	11/23/2016	092670 SO CAL LOCKSMITH	33079		BM- LOCK PARTS AND SERVICE	
				054291	605-6150-6211-2250-6211-000	8.10
			34732		C. CARE- LOCK PARTS AND SERVICE	
				054291	206-7200-7202-2301-0000-000	13.95
					Total :	22.05

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159533	11/23/2016	003758 SOUTHERN CALIFORNIA EDISON	2-20-147-0325-11/16		ELEC- ELECTRIC SERVICE 520-8000-8006-2330-0555-700	6,795.49
			2-20-444-9151-11/16		ELEC- ELECTRIC SERVICE 520-8000-8006-2330-0555-700	297.12
			2-25-757-6884-11/16		ELEC- ELECTRIC SERVICE 520-8000-8006-2330-0555-700	159.22
Total :						7,251.83
159534	11/23/2016	000234 SQUIRES LUMBER COMPANY	311089	017014	INV- SUPPLIES 100-1500-000 100-1500-000	319.84 25.59
Total :						345.43
159535	11/23/2016	000234 SQUIRES LUMBER COMPANY	309459	054295	BM- MAINTENANCE MATERIAL 605-6150-6211-2250-6211-000	26.49
			310820	054295	WW- MAINTENANCE MATERIAL 522-8200-8200-2255-0000-000	15.25
			310890	054295	HARDWARE SUPPLIES 605-6150-6211-2250-8101-000	15.42
			310897	054295	W- HARDWARE SUPPLIES 521-8100-8101-2411-0000-000	15.92
			310902	054295	W- HARDWARE SUPPLIES 521-8100-8101-2301-0000-000	20.44
			310905	054295	W- HARDWARE SUPPLIES 521-8100-8101-2411-0000-000	6.46
			310944	054295	W- HARDWARE SUPPLIES 521-8100-8101-2411-0000-000	19.43
			310948	054295	W- HARDWARE SUPPLIES 521-8100-8101-2411-0000-000	16.79
			310962	054295	WW- MAINTENANCE MATERIAL 522-8200-8200-2301-0000-000	53.97
			311118	054295	BM- MAINTENANCE MATERIAL 605-6150-6211-2250-6211-000	21.58
			311139	054295	BM- MAINTENANCE MATERIAL 605-6150-6211-2250-6211-000	75.58
			993481	054295	ELEC- MAINTENANCE MATERIAL 520-8000-8024-2301-0921-000	242.35

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159535	11/23/2016	000234 000234 SQUIRES LUMBER COMPANY	(Continued)			Total : 529.68
159536	11/23/2016	024139 SUN BADGE CO	370298	016944	FIRE- BADGES 100-6090-6091-1170-0000-000	1,355.79 Total : 1,355.79
159537	11/23/2016	002964 THE COUNSELING TEAM	32400	054244	HR- COUNSELING SERVICES 100-6030-6030-2342-0000-000	500.00 Total : 500.00
159538	11/23/2016	092083 ULTRA PRINTING	13084	054300	FINANCE- BUSINESS CARDS 100-6040-6041-2301-0000-000 100-6040-6041-2301-0000-000	31.00 2.48 Total : 33.48
159539	11/23/2016	003123 UNITED PARCEL SERVICE	000A4V827446	054301	ELEC- SHIPPING SERVICES 520-8000-8004-2301-0921-000	22.29 Total : 22.29
159540	11/23/2016	093406 VERIZON WIRELESS	9773900881 9773900883 9773900884 9773900887 9773900888 9773900889	054302 054302 054302 054302 054302 054302	WW- CELLULAR SERVICES 522-8200-8200-2310-0000-000 W- CELLULAR SERVICES 521-8100-8101-2310-0000-000 522-8200-8200-2310-0000-000 I.S.- CELLULAR SERVICES 606-6040-6044-2310-0000-000 COUNCIL- CELLULAR SERVICES 100-6000-6000-2310-0000-000 COUNCIL- CELLULAR SERVICES 100-6000-6000-2310-0000-000 CM- CELLULAR SERVICES 100-6020-6020-2310-0000-000	531.66 1,241.73 513.37 147.76 76.02 175.68 130.93 Total : 2,817.15
159541	11/23/2016	033501 VULCAN MATERIALS COMPANY	71278966	016716	ST- ASPHALT MATERIAL 210-6150-6160-2301-0000-000	403.01 Total : 403.01

Bank code : boa

Voucher	Date	Vendor	Invoice	PO #	Description/Account	Amount
159542	11/23/2016	092064 WALTER'S WHOLESALE ELECTRIC	S106592756.001		ELEC- ELECTRICAL SUPPLIES	
				054305	520-8000-8003-2255-0592-100	317.67
			S106592775.001		ELEC- ELECTRICAL SUPPLIES	
				054305	520-8000-8003-2255-0592-100	317.67
Total :						635.34
159543	11/23/2016	059797 WILLIAMS, JOYCE	REBATE - TOILET		WATER CONSERVATION REBATE	
					521-8100-8110-2041-0000-000	84.60
Total :						84.60
72 Vouchers for bank code :						boa
72 Vouchers in this report						Bank total : 188,489.52
						Total vouchers : 188,489.52

Stacey Dabbs
Finance Director

Aurelio De La Torre
City Treasurer

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
City Council		
115474	6000	0.00
115475	6000	2,297.30 Regular Salary
115476	6000	258.79
115477	6000	1,209.91
115478	6000	273.97
115479	6000	272.54
115480	6000	251.93
115481	6000	1,117.53
115482	6000	258.95
936505	6000	273.87
	Subtotal	6,214.79
City Clerk		
115483	6010	700.33
115484	6010	2,288.98 Regular Salary
115485	6010	1,587.02
	Subtotal	4,576.33
City Manager		
115486	6020	1,975.34
115487	6020	4,629.71 Regular Salary
	Subtotal	6,605.05
Human Resources		
115488	6030	3,319.79 Regular Salary
115489	6030	2,105.45
115490	6030	1,912.78
115491	6030	2,722.92
	Subtotal	10,060.94
Finance		
115492	6040	3,249.44 Regular Salary
115493	6040	1,505.30
115494	6040	1,790.04
115495	6040	1,316.71
115496	6040	1,485.60
115497	6040	1,577.75
115498	6040	1,308.22
115499	6040	1,867.13
115500	6040	725.88
115501	6040	1,334.85
115502	6040	1,872.03
115503	6040	1,546.31

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115504	6040	1,488.23
115505	6040	2,045.91
115506	6040	318.05
115507	6040	1,561.64
115508	6040	1,426.68
115509	6040	1,236.62
115510	6040	9,683.60 Regular Salary/Leave Cashout
115804	6040	1,812.82
115805	6040	1,557.93
115806	6040	1,630.91
115807	6040	2,279.06
115808	6040	1,800.78
115809	6040	2,778.91
	Subtotal	49,200.40
City Treasurer		
115511	6060	1,337.38
	Subtotal	1,337.38
Police		
115512	6070	2,537.85
115513	6070	3,306.89
115514	6070	1,900.35
115515	6070	1,720.73
115516	6070	3,280.13
115517	6070	1,008.64
115518	6070	3,187.47
115519	6070	1,753.21
115520	6070	2,685.55
115521	6070	3,126.52
115522	6070	2,709.71
115523	6070	2,489.75
115524	6070	2,566.19
115525	6070	57.95
115526	6070	3,577.44
115527	6070	1,426.38
115528	6070	3,030.44
115529	6070	1,826.76
115530	6070	4,383.60 Regular Salary/OT
115531	6070	1,799.88
115532	6070	1,973.82
115533	6070	398.72
115534	6070	5,740.59 Regular Salary/OT
115535	6070	3,709.99
115536	6070	1,769.08
115537	6070	2,386.55
115538	6070	6,557.74 Regular Salary/OT
115539	6070	476.99
115540	6070	3,285.43

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115541	6070	1,756.57
115542	6070	4,638.76 Regular Salary/OT
115543	6070	1,948.11
115544	6070	2,133.77
115545	6070	3,141.91
115546	6070	3,107.90
115547	6070	1,069.76
115548	6070	2,938.61
115549	6070	1,714.91
115550	6070	3,314.36
115551	6070	2,626.38
115552	6070	1,538.95
115553	6070	2,897.80
115554	6070	1,468.07
115555	6070	4,692.10 Regular Salary/OT
115556	6070	2,950.56
115557	6070	1,798.36
115558	6070	1,468.92
115559	6070	3,689.50
115560	6070	2,451.46
115561	6070	2,032.88
115562	6070	1,497.44
115563	6070	2,472.57
115564	6070	1,919.63
115565	6070	2,154.33
115566	6070	4,809.92 Regular Salary
115567	6070	2,271.69
115568	6070	2,496.94
115569	6070	330.99
115570	6070	501.29
115571	6070	3,202.62
115572	6070	2,380.72
115573	6070	2,389.04
115574	6070	2,324.66
115575	6070	1,412.47
115576	6070	1,866.20
115577	6070	2,682.54
115578	6070	674.99
115579	6070	3,536.37
115580	6070	1,688.55
115581	6070	2,526.18
115582	6070	3,265.72
115583	6070	2,667.29
115584	6070	348.89
115585	6070	2,383.39
115586	6070	4,107.83 Regular Salary/OT
115587	6070	2,509.31
115588	6070	2,494.70
115589	6070	2,873.69
115590	6070	2,449.27

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
936456	6070	1,532.24
936506	6070	2,050.28
	Subtotal	197,875.74

Fire

115591	6090	4,199.49 Regular Salary/Staffing
115592	6090	2,335.33
115593	6090	4,068.26 Regular Salary/Staffing
115594	6090	3,439.02
115595	6090	5,249.58 Regular Salary/OT
115596	6090	3,442.86
115597	6090	4,400.93 Regular Salary/Staffing
115598	6090	2,050.88
115599	6090	2,026.83
115600	6090	3,326.47
115601	6090	3,677.27
115602	6090	2,539.54
115603	6090	2,796.74
115604	6090	2,271.33
115605	6090	1,852.97
115606	6090	2,399.08
115607	6090	3,068.23
115608	6090	3,269.89
115609	6090	5,924.87 Regular Salary/Staffing
115610	6090	3,682.66
115611	6090	4,453.68 Regular Salary
115612	6090	3,816.33
115613	6090	5,786.77 Regular Salary/Staffing
115614	6090	4,656.02 Regular Salary/Staffing
115615	6090	3,018.58
115616	6090	2,997.61
115617	6090	3,218.44
115618	6090	3,912.06
115619	6090	4,647.40 Regular Salary/Staffing
115620	6090	4,868.84 Regular Salary/Staffing
115621	6090	4,343.57 Regular Salary/Staffing
115622	6090	2,588.65
115623	6090	4,543.42 Regular Salary/OT
115624	6090	1,854.91
115625	6090	4,175.51 Regular Salary/Staffing
115626	6090	3,932.22
936457	6090	1,291.16
936507	6090	708.39
936508	6090	626.89
936509	6090	1,076.93
936510	6090	1,221.31
115627	6090	3,612.69
	Subtotal	137,373.61

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
Public Works		
115628	6150	518.37
115629	6150	1,452.45
115630	6150	2,499.63
115631	6150	2,020.10
115632	6150	1,783.70
115633	6150	410.67
936511	6150	1,207.28
936512	6150	2,167.66
936513	6150	1,356.99
936514	6150	492.52
936515	6150	181.52
936516	6150	1,228.75
115634	6150	1,648.91
115635	6150	3,848.62 Regular Salary
115636	6150	3,062.24 Regular Salary
936517	6150	2,073.65
115637	6150	1,449.48
115638	6150	1,992.91
115639	6150	537.18
115640	6150	2,787.98
115641	6150	1,774.24
115642	6150	1,112.57
115643	6150	1,163.52
936518	6150	1,776.60
936519	6150	1,296.48
936520	6150	1,593.37
115810	6150	3,779.34 Regular Salary/Leave Cashout
115811	6150	2,028.25
115812	6150	2,036.89
936538	6150	560.12
	Subtotal	<u>49,841.99</u>
Community Services		
115644	6200	673.12
115645	6200	625.97
115646	6200	336.66
115647	6200	378.98
115648	6200	369.23
115649	6200	417.77
115650	6200	248.83
115651	6200	825.98
115652	6200	543.62
115653	6200	295.98
115654	6200	3,509.23 Regular Salary
115655	6200	2,790.66
115656	6200	597.35
115657	6200	228.49
115658	6200	414.32

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115659	6200	513.33
115660	6200	413.89
115661	6200	435.14
115662	6200	752.35
115663	6200	736.32
115664	6200	275.27
115665	6200	454.24
115666	6200	443.00
115667	6200	633.43
115668	6200	173.58
115669	6200	1,631.27
115670	6200	147.14
115671	6200	404.87
115672	6200	407.78
115673	6200	252.28
115674	6200	650.94
115675	6200	218.33
115676	6200	1,755.25
115677	6200	1,510.15
115678	6200	227.00
115679	6200	228.49
115680	6200	338.59
115681	6200	532.24
115682	6200	98.33
115683	6200	475.88
115684	6200	57.67
115685	6200	337.74
115686	6200	460.74
115687	6200	2,196.63
115688	6200	441.58
115689	6200	612.02
115690	6200	502.12
115691	6200	1,535.17
936521	6200	240.70
936522	6200	104.44
936523	6200	219.58
936524	6200	287.47
936525	6200	704.85
936526	6200	758.14
936527	6200	752.02
936528	6200	457.28
	Subtotal	<u>35,633.43</u>
 Library		
115692	6250	769.14
115693	6250	594.52
115694	6250	527.48
115695	6250	768.15
115696	6250	2,447.81 Regular Salary
115697	6250	869.78

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115698	6250	513.80
936529	6250	343.75
936530	6250	329.13
936531	6250	288.35
936532	6250	361.76
	Subtotal	<u>7,813.67</u>

Development Services

115699	6300	1,516.77
115700	6300	2,635.97
115701	6300	3,236.39
115702	6300	1,386.93
115703	6300	2,601.60
115704	6300	1,739.34
115705	6300	3,019.62
115706	6300	4,498.12 Regular Salary
115707	6300	3,048.45
115708	6300	1,998.61
	Subtotal	<u>25,681.80</u>

Child Care

115709	7200	1,263.36
115710	7200	801.89
115711	7200	607.86
115712	7200	687.07
115713	7200	844.83
115714	7200	664.38
115715	7200	950.33
115716	7200	1,968.86
115717	7200	2,683.41 Regular Salary
115718	7200	839.57
115719	7200	757.11
115720	7200	1,526.85
115721	7200	1,607.27
115722	7200	792.76
115723	7200	758.05
115724	7200	919.88
115725	7200	854.98
115726	7200	594.38
115727	7200	624.45
115728	7200	767.32
	Subtotal	<u>20,514.61</u>

Electric

115729	8000	6,663.72 Regular Salary/OT
115730	8000	2,978.56
115731	8000	2,715.69
115732	8000	3,292.56

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115733	8000	230.90
115734	8000	2,249.67
115735	8000	3,221.99
115736	8000	1,355.78
115737	8000	5,110.04 Regular Salary/OT
115738	8000	3,247.01
115739	8000	2,036.60
115740	8000	1,828.68
115741	8000	2,453.59
115742	8000	1,648.27
115743	8000	5,840.22 Regular Salary/OT
115744	8000	5,421.91 Regular Salary/OT
115745	8000	4,621.09 Regular Salary/OT
115746	8000	2,500.32
115747	8000	3,725.91
115748	8000	69.21
115749	8000	2,312.23
115750	8000	3,719.18
115751	8000	2,963.99
115752	8000	2,369.54
115753	8000	2,107.44
115754	8000	2,764.54
115755	8000	636.91
936533	8000	2,699.98
936534	8000	5,683.67 Regular Salary/OT
936535	8000	3,824.22
936536	8000	5,078.55 Regular Salary/OT
115756	8000	1,870.95
115757	8000	6,926.14 Regular Salary/Leave Cashout
115758	8000	1,297.38
115759	8000	2,126.41
115760	8000	1,721.21
115761	8000	3,896.97
115762	8000	4,047.41 Regular Salary/OT
115763	8000	2,332.44
115764	8000	2,912.07
115765	8000	1,427.51
	Subtotal	<u>123,930.46</u>

Water Utility

115766	8100	1,705.54
115767	8100	1,705.57
115768	8100	2,892.03
115769	8100	2,327.51
115770	8100	1,401.95
115771	8100	2,778.03
115772	8100	1,716.33
115773	8100	1,975.49
115774	8100	1,365.21
115775	8100	1,882.71

COLTON
Payroll Disbursement Listing
Payperiod Dates: 10/22/2016 to 11/4/2016

<u>CHECK NO</u>	<u>ACTIVITY ID</u>	<u>PAYMENT</u>
115776	8100	2,543.19
115777	8100	3,213.67 Regular Salary/OT
115778	8100	1,612.26
115779	8100	1,861.57
936537	8100	2,252.16
Subtotal		<u>31,233.22</u>

Wastewater Utility & Storm Water

115785	8200	3,020.95
115786	8200	3,337.08 Regular Salary/Leave Cashout
115787	8200	1,421.98
115788	8200	2,613.31
115789	8200	2,922.28
115790	8200	1,215.30
115791	8200	1,805.78
115792	8200	1,490.43
115793	8200	1,972.12
115794	8200	2,035.20
115795	8200	2,751.16
115796	8200	2,139.72
115797	8200	1,831.62
115798	8200	2,314.83
115799	8200	2,145.73
115800	8200	1,515.04
115801	8200	2,199.11
115802	8200	1,224.26
115803	8200	2,184.88
Subtotal		<u>40,140.78</u>

Wastewater Administration

115780	8300	1,212.18
115781	8300	3,254.17 Regular Salary
115782	8300	3,035.23
115783	8300	2,702.07
115784	8300	2,062.14
Subtotal		<u>12,265.79</u>

Successor Agency for Redevelopment

115813	9000	3,188.17 Regular Salary
Subtotal		<u>3,188.17</u>

Grand Total

763,488.16



Stacey Dabbs, Finance Director



Aurelio De La Torre, Treasurer

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STAFF REPORT

DATE: DECEMBER 6, 2016
 TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
 FROM: BILL SMITH, CITY MANAGER *[Signature]*
 PREPARED BY: MARK OWENS, POLICE CHIEF *[Signature]*
 SUBJECT: RESOLUTION TO ADOPT FINE INCREASES FOR COMMERCIAL VEHICLE MUNICIPAL CODE VIOLATIONS

RECOMMENDED ACTION

It is recommended the City Council approve Resolution R-118-16 to adopt fine increases for commercial vehicle Municipal Code violations.

BACKGROUND

On June 7, 2016, the City Council adopted R-48-16 adopting Police Department fee increases for business related items, California Vehicle Code parking violations, and City of Colton Municipal Code parking violations. Although fine amounts for commercial vehicle Municipal Code violations were increased at that time, the City Council expressed a desire to further increase fine amounts to provide additional violation deterrence.

ISSUES/ANALYSIS

Three City of Colton Municipal Code violations relate specifically to commercial vehicles: CMC 10.04.075 9.3k – No parking within 50’ of an intersection (except passenger vehicles), CMC 10.04.105 10.9 – No parking within a residential district by truck tractors or trailers, and CMC 10.04.107 12.3(b) – Commercial trucks driving off the truck route. R-48-16 increased the fine amounts for these violations from \$35 to \$100.

Commercial vehicle parking violations adversely affect quality of life and often increase hazards to the community. An increase in fine amounts will provide additional deterrence to committing these violations. Staff recommends increasing the fines for CMC 10.04.075 9.3k, CMC 10.04.105 10.9, and CMC 10.04.12.3(b) from \$100 to \$200.

FISCAL IMPACTS

Revenue account 100-5577 should be increased \$5,000 from \$35,000 to \$40,000.

ALTERNATIVES

Provide alternative direction to staff.

ATTACHMENTS

- A. City of Colton Resolution R-48-16
- B. City of Colton Resolution R-118-16

ATTACHMENTS

Exhibit A. Resolution R-48-16

	Service Title	Fee \$
	License for dogs not spayed or neutered	100
	License for dogs spayed or neutered	12
	(Seniors) License for dogs not spayed or neutered	50
	(Seniors) License for dogs spayed or neutered	6
	Animal home quarantine	50
	Animal shelter quarantine	10 per day
Code Section	Description	Fine \$
<i>California Vehicle Code</i>		
4000(a)	Expired registration	135
4463(a)(1)	False tabs displayed	50
5200	License plate required	75
5204(a)	Current tabs required	75
22500(a)	Parking in intersection	40
22500(b)	Parking on crosswalk	50
22500(c)	Parking within safety zone	50
22500(d)	Parking w/i 15' of Fire Station driveway	50
22500(e)	Parked blocking driveway	40
22500(f)	Parking on sidewalk	40
22500(g)	Parked alongside/opposite excavation	40
22500(h)	Parking on roadway side other vehicle	50
22500(i)	Parking blocking bus stop w/red curb	75
22500(k)	Parking on a bridge	50
22500(l)	Parked blocking wheelchair access	250
22500.1	Parking in a designated Fire Lane	75
22502(a)	Parked facing wrong direction or > 18"	40
22505(b)	Parking in viol. of DOT restrictions	40
22507.8(a)	Parked in disabled parking w/o Placard	350
22507.8(b)	Parked blocking disabled parking stall	350
22507.8(c)(1)	Parked on disabled stall boundaries	350
22507.8(c)(2)	Parked on disabled crosshatched lines	350
22514	Parked w/i 15' of fire hydrant	50
22523(a)	Abandon vehicle on highway	50
<i>Colton Municipal Code</i>		
10.04.010 9.6	Repairing or Greasing Vehicles on Public Streets	40
10.04.010 9.7	Washing or Polishing Vehicles on Public Streets	40
10.04.010 11.3	Parked in a Loading Zone	40
10.04.010 11.5	Parked in an alley	40
10.04.010 12.1	Advertising Vehicle Operated in Traffic District	40
10.04.060 9.1	Stopping or Standing in Parkways	40
10.04.070 9.2	Pedestrians to use Crosswalks in Business District	50
10.04.075 9.3a	No Parking in Divisional Island	50
10.04.075 9.3b	No Parking within Crosswalks or Intersections	50
10.04.075 9.3d	No Parking where Posted or Red Curbs	50
10.04.075 9.3e	No Parking on Railroad Tracks	50
10.04.075 9.3f	No Parking where it Constitutes a Traffic Hazard	50
10.04.075 9.3g	No Parking where posted Temporary signs after 24 hrs.	40
10.04.075 9.3k	No Parking within 50' of Intersection (except passenger vehicles)	100
10.04.075 9.3l	No Parking on Front or Side of Yard	40
10.04.075 9.3m	No Parking on Private Property without Permission	40
10.04.075 9.3n	No Parking on City Property without Permission	40
10.4.080 9.11	Vendors parked within 300' of School during School or 30 min. after	50
10.04.090 10	No Parking at Green Curb exceeding 24 min	40
10.04.100 10.2	No Parking where Posted exceeding 1 hour	40
10.04.105 10.9	No Parking Residential District by Truck Tractors or Trailers	100
10.04.107 12.3(b)	Commercial Trucks driving off Truck Route	100

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RESOLUTION NO. R-118-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON REGARDING ADOPTION OF FINE INCREASES FOR COMMERCIAL VEHICLE MUNICIPAL CODE VIOLATIONS AND TO AMEND THE FY2016-17 BUDGET TO INCREASE REVENUES.

WHEREAS, parking fines for City of Colton Municipal Code violations were last updated in R-48-16, and

WHEREAS, further increases to commercial vehicle violations are desired to provide additional violation deterrence.

NOW THEREFORE, BE IT RESOLVED, DECLARED, DETERMINED AND ORDERED by the City Council of the City of Colton, California, as follows:

SECTION 1. CMC 10.04.075 9.3k – No parking within 50’ of an intersection (except passenger vehicles)

Fine increased from \$100 to \$200.

SECTION 2. CMC 10.04.105 10.9 – No parking within a residential district by truck tractors or trailers

Fine increased from \$100 to \$200.

SECTION 3. CMC 10.04.107 12.3(b) – Commercial trucks driving off the truck route

Fine increased from \$100 to \$200.

SECTION 4. Increase revenues \$5,000 in account number 100-5577-000.

PASSED, APPROVED AND ADOPTED this 6th day of December, 2016.

Richard A. DeLaRosa, Mayor

ATTEST:

Carolina R. Padilla, City Clerk



STAFF REPORT

DATE: DECEMBER 6, 2016
 TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
 FROM: BILL SMITH, CITY MANAGER
 PREPARED BY: DEB FARRAR, COMMUNITY SERVICES DIRECTOR
 SUBJECT: CONTRACT AMENDMENT 01– DEPARTMENT OF EDUCATION –
 PRE SCHOOL (CSPP-6399)

RECOMMENDED ACTION

It is recommended that the City Council adopt Resolution R-119-16, approving Amendment No. 01 for State of California Contract CSPP-6399 for the provision of preschool services in the Early Childhood Education Division of the Community Services Department for Fiscal Year 2016-17 and amending the budget for the current fiscal year to account for increased funding.

BACKGROUND

The City of Colton's Preschool Program is funded by a grant from the State of California, Department of Education (CDE). The current CDE Contract CSPP-6399 was approved by the City Council on June 21, 2016. CDE has initiated Amendment 01 to the existing contract for the current fiscal year, which increases the funding available to reimburse the City for preschool services provided for low-income families. The Amendment 01 will make an additional \$24,139 of funding available and will enable the Preschool program to provide services for additional families.

This contract is ongoing, but must be renewed each fiscal year or when amendments are necessary. As Executive Director of the program, the City Manager is the designated authority to sign the State contract.

ISSUES/ANALYSIS

For fiscal year 2016-17, the Preschool childcare grant will make services available for low-income families that must have a documented need, and may not otherwise be able to afford services. Amendment 01 increases the total amount of the contract from \$469,944 to \$494,083.

The state requires a designated authority to sign on behalf of the City for all childcare contracts, and as Executive Director of the program, the City Manager is currently the designated authority to sign the State contract.

FISCAL IMPACTS

There is no general fund impact as a result of the receipt of this grant. This program utilizes the childcare fund, revenue account 206-5777, and expenditure account group 206-7200-7203.

In order to account for this increased funding, the following accounts will be adjusted.

- Revenue account 206-5776-000 shall be increased to \$494,083
- Salaries/part-time account 206-7200-7203-1040 shall be increased by 12,139
- Expenditure account 206-7200-7203-2304 shall be increased by 2,500
- Expenditure account 206-7200-7203-1170 shall be increased by 1,500
- Expenditure account 206-7200-7203-2300 shall be increased by 1,000
- Expenditure account 206-7200-7203-2305 shall be increased by 3,000
- Expenditure account 206-7200-7203-2301 shall be increased by 2,000
- Expenditure account 206-7200-7203-2250 shall be increased by 2,000

ALTERNATIVES

1. Provide alternative direction to staff.

ATTACHMENTS

1. Resolution No. R-119-16
2. Department of Education Amendment 01 Contract CSPP-6399

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RESOLUTION NO. R-119-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON APPROVING AMENDMENT 01 TO THE CALIFORNIA DEPARTMENT OF EDUCATION CONTRACT CSPP-6399 FOR THE PROVISION OF PRESCHOOL CHILDCARE SERVICES IN EARLY CHILDHOOD EDUCATION DIVISION OF THE COMMUNITY SERVICES DEPARTMENT FOR FISCAL YEAR 2016-2017 AND AMENDING THE 2016-17 FISCAL YEAR BUDGET TO REFLECT AN INCREASE IN FUNDING FOR THE PROVISION OF PRESCHOOL SERVICES

WHEREAS, the City of Colton entered into Contract CSPP-6399 with the California Department of Education on June 21, 2016, for the provision of preschool services by the Early Childhood Education Division of the Community Services Department; and

WHEREAS, the Department of Education has issued Amendment 01 to this Contract CSPP-6399, increasing the contract allocation of funds from \$469,944 to \$494,083.

NOW, THEREFORE, the City Council of the City of Colton does hereby resolve as follows:

Section 1: The staff report accompanying this resolution is found to be true, adopted as findings, and incorporated into this resolution.

Section 2: City approves the State of California Contract Amendment 01 to CSPP-6399, for the provision of preschool services in the Early Childhood Education Division of the Community Services Department.

Section 3: The City Manager, as Executive Director of the program, is hereby authorized to sign the applicable documents on behalf of the City to execute this agreement.

Section 4: In order to account for this increased funding, budget allocations for Fiscal Year 2016-17 are hereby amended as follows.

- Revenue Account 206-5776-000 is increased to \$494,083
- Salaries Account 206-7200-7203-1040 shall be increased by \$12,139
- Expenditure Account 206-7200-7203-2304 shall be increased by \$2,500
- Expenditure Account 206-7200-7203-1170 shall be increased by \$1,500
- Expenditure Account 206-7200-7203-2300 shall be increased by \$1,000
- Expenditure Account 206-7200-7203-2305 shall be increased by \$3,000

Expenditure Account 206-7200-7203-2301 shall be increased by \$2,000
Expenditure Account 206-7200-7203-2250 shall be increased by \$2,000

PASSED, APPROVED AND ADOPTED THIS 6th DAY OF DECEMBER 2016.

Richard A. DeLaRosa, Mayor

ATTEST:

Carolina R. Padilla, City Clerk

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STAFF REPORT

DATE: DECEMBER 6, 2016
 TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
 FROM: BILL SMITH, CITY MANAGER 
 PREPARED BY: DEB FARRAR, COMMUNITY SERVICES DIRECTOR 
 SUBJECT: CONTRACT AMENDMENT 01- DEPARTMENT OF EDUCATION –
 SCHOOL AGE (CCTR-6195)

RECOMMENDED ACTION

It is recommended that the City Council adopt Resolution R-120-16, approving Amendment No. 01 for State of California Contract CCTR-6195 for the provision of school age education services in the Early Childhood Education Division of the Community Services Department for Fiscal Year 2016-17 and amending the budget for the current fiscal year to account for increased funding.

BACKGROUND

The City of Colton's School Age Program is funded by a grant from the State of California, Department of Education (CDE). The current CDE Contract CCTR-6195 was approved by the City Council on June 21, 2016. CDE has initiated Amendment 01 to the existing contract for the current fiscal year, which increases the funding available to reimburse the City for school age services provided for low-income families. The Amendment 01 will make an additional \$10,250 of funding available and will enable the School Age program to provide services for additional families.

This contract is ongoing, but must be renewed each fiscal year or when amendments are necessary. As Executive Director of the program, the City Manager is the designated authority to sign the State contract.

ISSUES/ANALYSIS

For fiscal year 2015-16, the School Age childcare grant will make services available for low-income families that must have a documented need, and may not otherwise be able to afford services. Amendment 01 increases the total amount of the contract from \$199,570 to \$209,820.

The state requires a designated authority to sign on behalf of the City for all childcare contracts, and as Executive Director of the program, the City Manager is currently the designated authority to sign the State contract.

FISCAL IMPACTS

There is no general fund impact as a result of the receipt of this grant. This program utilizes the childcare fund, revenue account 206-5777, and expenditure account group 206-7200-7202.

In order to account for this increased funding, the following accounts will be adjusted.

Revenue account 206-5777-000 shall be increased to \$209,820.

Salaries/part-time account 206-7200-7202-1040 shall be increased by 5,250

Expenditure account 206-7200-7202-2304 shall be increased by 2,500

Expenditure account 206-7200-7202-1170 shall be increased by 1,500

Expenditure account 206-7200-7202-2300 shall be increased by 1,000

ALTERNATIVES

1. Provide alternative direction to staff.

ATTACHMENTS

1. Resolution No. R-120-16
2. Department of Education Amendment 01 Contract CCTR-6195

PASSED, APPROVED AND ADOPTED THIS 6th DAY OF DECEMBER 2016.

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Richard A. DeLaRosa, Mayor

ATTEST:

Carolina R. Padilla, City Clerk



STAFF REPORT

DATE: DECEMBER 06, 2016
TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
FROM: BILL SMITH, CITY MANAGER
PREPARED BY: MARK TOMICH, DEVELOPMENT SERVICES DIRECTOR *mt*
SUBJECT: 2016 CALIFORNIA BUILDING STANDARDS CODE

RECOMMENDED ACTION

It is recommended that the City Council:

ADOPT THE FOLLOWING ORDINANCE NO. 0-26-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, REPEALING AND REPLACING CHAPTERS 15 MUNICIPAL CODE AND ADOPTING BY REFERENCE THE 2016 EDITION OF THE CALIFORNIA BUILDING STANDARDS CODE (CALIFORNIA CODE OF REGULATIONS, TITLE 24); INCORPORATING THE 2016 CALIFORNIA BUILDING CODE, (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL BUILDING CODE); THE 2016 CALIFORNIA ADMINISTRATIVE CODE; THE 2016 CALIFORNIA ELECTRICAL CODE (INCORPORATING AND AMENDING THE 2014 NATIONAL ELECTRICAL CODE); THE 2016 CALIFORNIA MECHANICAL CODE (INCORPORATING AND AMENDING THE 2015 UNIFORM MECHANICAL CODE); THE 2016 CALIFORNIA PLUMBING CODE (INCORPORATING AND AMENDING THE 2015 UNIFORM PLUMBING CODE); THE 2016 CALIFORNIA RESIDENTIAL CODE (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL RESIDENTIAL CODE); THE 2016 CALIFORNIA FIRE CODE (INCORPORATING AND AMENDING THE 2015 INTERNATIONAL FIRE CODE); AND THE 2015 CALIFORNIA GREEN BUILDING STANDARDS CODE TOGETHER WITH CERTAIN ADDITIONS, INSERTIONS, DELETIONS AND CHANGES THERETO; ADOPTING BY REFERENCE THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS, 1997 EDITION; AND THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2015 EDITION; WITH APPENDICES AND AMENDMENTS THERETO.

BACKGROUND

It is common practice for all jurisdictions in the State of California to amend and adopt the updated State codes to fit the City's special needs based on climatic, topographical, and geologic conditions and to be in compliance with the State law requirements. The Building Standards Code is revised and updated every three (3) years. The newest edition of the California Building Standards Code is the 2016 edition with an effective date of January 1, 2017.

ISSUES/ANALYSIS

This code amendment includes local amendments to the Building Standards Code that are reasonably necessary because of unique local climatic, topographic and geologic conditions. These conditions include low amounts of precipitation, humidity and extremely high temperatures, in the area; extremely strong winds; periodic drought conditions and limited water supplies; moderately strong earthquakes; and topographical barriers to timely emergency response. New local amendments require the installation of on-site automatic sprinkler systems in new buildings and structures. The other local amendments mirror those adopted in 2013.

ENVIRONMENTAL DETERMINATION/CEQA

This Ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

FISCAL IMPACTS

No General Fund impacts are associated with this action.

ALTERNATIVES

1. Adopt the California Building Standards Code, 2016 edition, without amendments; or
2. Provide alternative direction to staff.

ATTACHMENTS

1. Information Bulletin – 2016 Code Update
2. Draft Ordinance No. O-26-16



BUILDING & SAFETY

659 N. LA CADENA DR.
COLTON, CA 92324
909-370-5079 - P

building@ci.colton.ca.us

INFORMATION BULLETIN

2016 CALIFORNIA BUILDING CODES

EFFECTIVE JANUARY 01, 2017

Q: *Why do the codes change?*

A: In compliance with State law, the California Building Standards Code is revised and updated every three (3) years. The newest edition of the California Building Standards Code is the 2016 edition with an effective date of January 1, 2017. The City of Colton is required by State law to enforce the new Code.

Q: *What is the California Building Standards Code?*

The California Building Standards Code (CBSC) is maintained by the California Building Standards Commission (www.bsc.ca.gov) and contains the codes and laws that regulate the construction of all buildings and structures in the State of California. The CBSC is Title 24 of the California Code of Regulations (CCR) and consists of twelve parts: Six (6) parts are authored by the State of California and six (6) parts are based on model codes that are authored by various model code writing bodies.

Q: *When is the new 2016 California Building Standards Code effective?*

A: The new 2016 California Building Standards Code will become effective January 1, 2017.

➤ All *Over-the-Counter* permits issued after January 1, 2017 must comply with the new 2016 California Building Standards Code. (*Over-the-Counter* permits are those types of permits that do not require submittal to the Building & Safety plan check process.)

➤ All projects submitted for plan check to Building & Safety after January 1, 2017 must comply with the new 2016 California Building Standards Code.

Q: *Can specific sections and/or parts from both the old code and the new code be used in the design and construction of a building or structure?*

A: No... A construction project must comply with the code that is applicable to the project. Sections and/or parts from different editions of the codes cannot be used.

Q: *Will my construction project be affected by the new 2016 California Building Standards Code?*

A: Yes & No... It depends upon the type of project (Over-the-Counter or submitted for plan check to

the Department of Building & Safety) and the date of permit issuance or application for plan check. (See the other questions throughout this handout for additional information.)

Q: *If a project is submitted for plan check to the Department of Building & Safety prior to January 1, 2017, what codes are applicable to the project?*

A: The codes applicable to the project will be the 2013 California Building Standards Code (2013 California Building Code, 2013 California Residential Code, 2013 California Electrical Code, 2013 California Mechanical Code, 2013 California Plumbing Code, 2013 California Fire Code, etc.).

Q: *Can a project that is submitted for plan check to the Department of Building & Safety prior to January 1, 2017 be reviewed for compliance with the new 2016 California Building Standards Code?*

A: Building & Safety will consider requests to voluntarily utilize the new 2016 California Building Standards Code in lieu of the 2013 California Building Standards Code on a case-by-case basis for projects submitted for plan check before January 1, 2017.

Q: *My application to the Planning Division (Design Review, Administrative Site Plan, Conditional Use Permit, etc.) has been determined to be complete and/or approved prior to January 1, 2017. What codes are applicable to my project?*

A: The submittal/approval dates to/from any other City Department/Division have no bearing on which edition of the California Building Standards Code is applicable to a project. The edition of California Building Standards Code a project must comply with is solely determined by the date of submittal to Building & Safety for plan check.

Q: *If my project is submitted to the Building & Safety plan check process prior to January 1, 2017, when will my plan check expire?*

A: Applications for plan check for which a permit is not issued within 180 days following the date of initial submission shall expire by limitation and become null and void. If the expiration date is after January 1, 2017, a time extension cannot be granted since the new 2016 California Building Standards Code will have become effective.

Q: *If my permit was issued under the "old" 2013 California Building Standards Code, when will it expire?*

A: Permits expire by limitation and become null and void, if the building or work authorized by the permit is not commenced within:

- 180 days from the date of issuance; or
- If the building or work authorized by the permit is suspended or abandoned at any time after the work is commenced for a period of 180 days; or
- As specified in Colton Municipal Code Section 15.06.020

If a permit issued under the “old” 2013 California Building Standards Code expires, a time extension cannot be granted, and a new permit will need to be obtained to complete the building or work. Before a new permit can be issued the plans must be updated to comply with the new 2016 California Building Standards Code, and submitted for plan check and approved by Building & Safety.

Q: *If my project was permitted under the “old” 2013 California Building Standards Code and I need to revise my approved plans, which edition of the codes will be applicable?*

A: The answer to this question is: It depends on the type of revisions being made. A simple minor clarification will not trigger the need to revise the plans to comply with the new 2016 California Building Standards Code. A major change and/or addition to a project will need to comply with the new 2016 California Building Standards Code. Each specific case will need to be reviewed by Building & Safety Building Official to determine which edition of the California Building Standards Code the revisions must comply with.

Q: *How can I find out what the changes are from the old code to the new code?*

A: By studying the new codes; by studying the various handbooks, training manuals, code change analyses available; and attending classes and training seminars on the new codes offered by various professional organizations: www.iccsafe.org, www.iapmo.org; www.CALBO.org, www.icbolabc.org.

Q: *Where can I find and/or purchase the new 2016 California Building Standards Code?*

A: The new 2016 CBSC is currently available for purchase from technical book stores or directly from the International Code Council, at www.iccsafe.org.

ORDINANCE NO. O-26-16

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLTON, CALIFORNIA, ADOPTING BY REFERENCE THE 2016 CALIFORNIA BUILDING CODE, INCORPORATING THE "INTERNATIONAL BUILDING CODE, VOLUMES 1 AND 2", 2015 EDITION INCLUDING APPENDICES THERETO; 2016 CALIFORNIA RESIDENTIAL CODE, INCORPORATING THE "INTERNATIONAL RESIDENTIAL CODE" 2015 EDITION INCLUDING APPENDICES THERETO; THE 2016 CALIFORNIA MECHANICAL CODE, INCORPORATING THE "UNIFORM MECHANICAL CODE", 2015 EDITION; INCLUDING APPENDICES THERETO; THE 2016 CALIFORNIA PLUMBING CODE, INCORPORATING THE "UNIFORM PLUMBING CODE", 2015 EDITION, INCLUDING APPENDICES THERETO; THE 2016 CALIFORNIA ELECTRICAL CODE, INCORPORATING THE "NATIONAL ELECTRICAL CODE", 2014 EDITION, INCLUDING ANNEXES THERETO; 2016 CALIFORNIA GREEN BUILDING STANDARDS CODE INCLUDING APPENDICES THERETO; TOGETHER WITH CERTAIN AMENDMENTS, DELETIONS, ADDITIONS, AND EXCEPTIONS.

RECITALS.

WHEREAS, Government Code Section 50022.1, et seq., authorizes the adoption by reference of the Codes specified in the title of the Ordinance.

WHEREAS, At least one copy of each of said Codes certified as full, true and correct by the City Clerk of the City of Colton have been filed in the Office of the City Clerk in accordance with the provisions of Government Code Section 50022.6.

WHEREAS, a duly noticed public hearing, as required by California Government Code Section 50022.3, has been conducted and concluded prior to the adoption of this Ordinance.

WHEREAS, all legal prerequisites to the adoption of this Ordinance have occurred.

NOW, THEREFORE, the City Council of the City of Colton ordains as follows:

SECTION 1: The City Council incorporates the Recitals set forth above by this reference.

SECTION 2: Chapters 15.04, 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12, and 15.13 of Title 15 of the Colton Municipal Code, entitled Buildings and Construction, are hereby added and amended as provided for herein, provided that said amendments shall not apply to or excuse any violation thereof occurring prior to the effective date of this Ordinance and provided further that the provisions of Title 15 as exist prior to the adoption of this Ordinance shall continue to be applicable to construction for which permits have been issued prior to the effective date of this Ordinance. Moreover, this Ordinance does not amend or revoke any previously established fees referenced in this Ordinance.

SECTION 3: Chapter 15.04 of Title 15 of the Colton Municipal Code is hereby amended to read as follows:

**"CHAPTER 15.04
CODES ADOPTION**

Section:

15.04.010 Codes adoption.

15.04.020 Violations.

15.04.010 Codes adoption.

The 2016 California Building Code, incorporating the "International Building Code, Volumes 1 and 2", 2015 Edition, including all appendices thereto; the 2016 California Residential Code, incorporating the "International Residential Code", 2015 Edition, including all appendices thereto; the 2016 California Mechanical Code, incorporating the "Uniform Mechanical Code", 2015 Edition; including all appendices thereto; the 2016 California Plumbing Code, incorporating the "Uniform Plumbing Code", 2015 Edition, including all appendices thereto; the 2016 California Electrical Code, incorporating the "National Electrical Code ", 2014 Edition; including all annexes thereto; 2016 California Green Building Standards Code; are hereby adopted by reference in their entirety and amended in Chapters 15.06, 15.07, 15.08, 15.09, 15.10, 15.11, 15.12, and 15.13 herein, shall comprise the Building and Construction Regulations of the City of Colton."

15.04.020 Violations.

A. It shall be unlawful for any person, firm, or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy or maintain any building or structure in the City, or cause the same to be done, contrary to, or in violation of , any of the provisions of the codes.

B. Any person, firm, or corporation violating any of the provisions of the code is guilty of a misdemeanor. Each and every day, or portion thereof, during which any such violation is committed, continued, or permitted, is a separate offense. Any such violation shall be punishable by such fines and penalties as described in Chapter 8.12 of the Colton Municipal Code."

SECTION 4: Chapter 15.06 of Title 15 of the Colton Municipal Code is hereby amended to read as follows:

"CHAPTER 15.06

BUILDING CODE

Sections:

- 15.06.005 Section [A] 101.4 amended – Referenced Codes.
- 15.06.010 Section [A] 105.2 amended – Work exempt from permit.
- 15.06.020 Section [A] 105.5 amended – Expiration.
- 15.06.030 Section City Ordinance section added- – Permit Issuance.
- 15.06.040 Sections [A] 113.1 and [A] 113.3 amended – Board of appeals.
- 15.06.050 Sections [A] 114.1 and [A] 114.2 amended – Violations.
- 15.06.060 Section 903 amended – Fire protection systems.
- 15.06.070 Section 903.2.1 amended - Group A.
- 15.06.080 Section 903.2.1.1 amended - Group A-1.
- 15.06.090 Section 903.2.1.2 amended - Group A-2.
- 15.06.100 Section 903.2.1.3 amended - Group A-3.
- 15.06.110 Section 903.2.1.4 amended - Group A-4.
- 15.06.120 Section 903.2.2 amended - Group B.
- 15.06.130 Section 903.2.3 amended - Group E.
- 15.06.140 Section 903.2.4 amended - Group F-1.
- 15.06.150 Section 903.2.4.1 amended - Woodworking operations.
- 15.06.160 Section 903.2.4.1 added - Group F-2.
- 15.06.170 Section 903.2.7 amended - Group M.
- 15.06.180 Section 903.2.9 amended - Group S-1.
- 15.06.180 Section 903.2.10 amended - Group S-2.
- 15.06.190 Section 903.2.9.1 amended - Repair Garages.
- 15.06.200 Table 1505.1 amended - Minimum roof covering classification.
- 15.06.210 Section 1609.3 amended – Ultimate wind speed.
- 15.06.220 Appendix Chapter Adopted and Amended
- 15.06.230 Section J101.1 of Appendix J amended – Scope.
- 15.06.240 Section J101.1 of Appendix J amended – Special requirements for hazardous conditions
- 15.06.250 Section J103.2 of Appendix J amended – Exemptions.
- 15.06.260 Section J104 of Appendix J amended – Permit application and submittal.
- 15.06.270 Section J105.1 of Appendix J amended – General.
- 15.06.280 Section J109.4 of Appendix J amended – Drainage across property lines.
- 15.06.290 Section J110 of Appendix J amended – Temporary erosion control during grading.
- 15.06.300 City Ordinance section Deleted -Protection of adjacent property.
- 15.06.310 City Ordinance section Deleted Dust control.

15.06.005 Section [A] 101.4 of Chapter 1, Division II Amended – Referenced codes.

Sections [A] 101.4.1, 101.4.2, 101.4.3 and 101.4.4 of the California Building Code are deleted.

15.06.010 Section [A] 105.2 of Chapter 1, Division II Amended - Work exempt from permit.

Section [A] 105.2 of the California Building Code is hereby amended by amending item 2, and adding a new item 14, to read as follows:

2. Chain-link, plastic, or similar fences not over 6 feet in height or masonry, wood, wrought iron concrete fence not over 4 feet in height above the lowest adjacent grade unless supporting a surcharge or impounding class I, II or III-A liquids.
4. Retaining walls that are not over 3 feet in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II, or IIIA

liquid

14. Flag pole not to exceed 20 feet in height above ground in a residential lot

15.06.020 Section [A] 105.5 of Chapter 1, Division II amended – Expiration.

Section [A] 105.5 of the California Building Code is hereby amended by adding a sentence at the end of the section to read as follows:

Building permits issued to repair under Chapter 8.04 or 8.05 of this code shall expire in sixty (60) days from the date such permit is issued unless the Code Enforcement and Housing Appeals Board authorizes a longer period of time in which to complete the work in which event such permit will expire at the end of such longer period of time.

15.06.030 Section [A] 105.3 of Chapter 1, Division II Added – Permit Issuance.

Section [A] 105.3 of the California Building Code is amended to add subsection to read as follows:

Building permits may be issued to either:

- a). Persons holding a valid license issued by State of California State Contractor's License Board, related to the specialty of the work being performed, or
- b). Persons providing bona fide proof of ownership of the Property and Buildings for which the Permit is being issued or their authorized Representative.

15.06.040 Section [A] 113.1 and [A] 113.3 of Chapter 1, Division II amended – Board of appeals.

Sections [A] 113.1 and [A] 113.3 of Chapter 1, Division II of the California Building Code are hereby amended to read as follows:

[A] 113.1 General.

In order to hear and decide appeals of orders, decisions or determination made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of 3 members and 2 alternates who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official shall be an *ex officio* member of and shall act as Secretary to said Board but shall have no vote on any matter before the Board. The Board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.

[A] 113.3 Qualifications. Deleted.

15.06.050 Section [A] 114.1 and [A] 114.2 of Chapter 1, Division II amended –Violations.

Sections [A] 114.1 and [A] 114.2 of Chapter 1, Division II of the California Building Code are hereby amended to read as follows:

[A] 114.1 Unlawful acts. It shall be unlawful for any person, firm or corporation to erect, construct, alter, extend, repair, move, remove, demolish, occupy or maintain any building, structure or equipment regulated by this code, or cause same to be done, in conflict with or in violation of any of the provisions of this code.

[A] 114.2 Notice of violation. The Building Official is authorized to serve a notice of violation or order on the person responsible for the erection, construction, alteration, extension, repair, moving removal, demolition, maintaining or occupancy of a building or structure in violation of the provisions of this code, or in violation of a permit or certificate issued under the provisions of this code. Such order shall direct the discontinuance of the illegal action or condition and the abatement of the violation.

15.06.060 Section 903 is amended – Fire protection systems.

Section 903.2 amended. Section 903.2 of the California Building Code is hereby amended to read as follows:

903.2 Where required. Approved automatic sprinkler systems in new buildings or structures shall be provided in locations described in this section regardless of fire resistive separation walls. In all existing structures and occupancies not equipped with an automatic sprinkler system, the following requirements shall apply:

1. For existing buildings smaller than 5,000 square feet in gross floor area, when an addition causes the structure to exceed 5,000 square feet and such addition is equal to or greater than 50% of the existing square footage, the entire structure shall be provided with an automatic sprinkler system.
2. For existing buildings larger than 5,000 square feet in gross floor area, when an addition is equal to or greater than 10% of the existing square footage, the entire structure shall be provided with an automatic sprinkler system.
3. For existing buildings larger than 5,000 square feet in gross floor area, when extensive renovation or remodeling is done to more than 50% of the gross floor area, and when a change of use that, in the opinion of the fire code official using the guidance of this Code, increases the likelihood of, or increases the danger to occupants in a fire incident, the entire area shall be provided with an automatic sprinkler system.

15.06.070 Section 903.2.1 amended. Section 903.2.1 of the California Building Code is hereby amended to read as follows:

903.2.1 Group A. An automatic sprinkler system shall be provided throughout buildings and portions thereof used a Group an occupancies as provided in this section.

15.06.080 Section 903.2.1.1 amended. Section 903.2.1.1 of the California Building Code is hereby amended to read as follows

903.2.1.1 Group A-1. An automatic sprinkler system shall be provided for Group A-1 occupancies where one of the following conditions exists:

1. The fire area meets or exceeds 5,000 square feet;
2. The fire area has an occupant load of 300 or more;
3. The fire area is located on a floor other than the level of exit discharge; or
4. The fire area contains a multi-theater complex.

15.06.090 Section 903.2.1.2 amended. Section 903.2.1.2 of the California Building Code is hereby amended to read as follows:

Section 903.2.1.2 Group A-2. An automatic sprinkler system shall be provided for Group A-2 occupancies where one of the following conditions exist:

1. The fire area meets or exceeds 5,000 square feet;

2. The fire area has an occupant load of 100 or more; or
3. The fire area is located on a floor other than the level of exit discharge.

15.06.100 Section 903.2.1.3 amended. Section 903.2.1.3 of the California Building Code is hereby amended to read as follows:

903.2.1.3 Group A-3. An automatic sprinkler system shall be provided for Group A-3 occupancies where one of the following conditions exist:

1. The fire area meets or exceeds 5,000 square feet;
2. The fire area has an occupant load of 300 or more; or
3. The fire area is located on a floor other than the level of exit discharge.

15.06.110 Section 903.2.1.4 amended. Section 903.2.1.4 of the California Building Code is hereby amended to read as follows:

903.2.1.4 Group A-4. An automatic sprinkler system shall be provided for Group A-4 occupancies where one of the following conditions exist:

1. The fire area meets or exceeds 5,000 square feet;
2. The fire area has an occupant load of 300 or more; or
3. The fire area is located on a floor other than the level of exit discharge.

15.06.120 Section 903.2.2 amended. Section 903.2.2 of the California Building Code is hereby amended by adding the following:

903.2.2.1 Group B. An automatic sprinkler system shall be provided for all buildings containing a Group B occupancy with a fire area of 5,000 square feet or greater.

15.06.130 Section 903.2.3 amended. Section 903.2.3 of the California Building Code is hereby amended to read as follows:

903.2.3 Group E. An automatic sprinkler system shall be provided for Group E occupancies as follows:

1. Throughout all Group E fire areas 5,000 square feet or greater in area.

15.06.140 Section 903.2.4 amended. Section 903.2.4 of the California Building Code is hereby amended to read as follows:

903.2.4 Group F-1. An automatic sprinkler system shall be provided throughout all buildings containing a Group F-1 occupancy where one of the following conditions exist:

1. Where the fire area meets or exceeds 5,000 square feet; or
2. Where the fire area is located more than three stories above grade.
3. A Group F-1 occupancy used for the manufacture of upholstered furniture or mattresses exceeds 2,500 square feet.

15.06.150 Section 903.2.4.1 amended. Section 903.2.4.1 of the California Building Code is hereby amended to read as follows:

903.2.4.1 Woodworking operations. An automatic sprinkler system shall be provided throughout all buildings containing a Group F-1 occupancy that contains woodworking operations in excess of 2,500 square feet and which generate finely divided combustible waste or which use finely divided combustible materials.

15.06.160 Section 903.2.4.2 added. Section 903.2.4.1 is hereby added to the California Building Code to read as follows:

903.2.4.2 Group F-2. An automatic sprinkler system shall be provided throughout all buildings containing a Group F-2 occupancy where one of the following conditions exist:

1. Where the fire area meets or exceeds 5,000 square feet; or
2. Where the fire area is located more than three stories above grade.
3. A Group F-2 occupancy used for metal products for either fabrication and/or assembly exceeds 2,500 square feet.

15.06.170 Section 903.2.7 amended. Section 903.2.7 of the California Building Code is hereby amended to read as follows:

903.2.7 Group M. An automatic sprinkler system shall be provided throughout buildings containing Group M occupancy where one of the following conditions exist:

1. Where the fire area meets or exceeds 5,000 square feet; or
2. Where the fire area is located more than 3 stories above grade.

15.06.180 Section 903.2.9 amended. Section 903.2.9 of the California Building Code is hereby amended to read as follows:

903.2.9 Group S-1. An automatic sprinkler system shall be provided throughout all buildings containing a Group S-1 occupancy where one of the following conditions exist:

1. The fire area meets or exceeds 5,000 square feet; or
2. The fire area is located more than three stories above grade plane.
3. A Group S-1 occupancy used for the manufacture of upholstered furniture or mattresses exceeds 2,500 square feet.

15.06.190 Section 903.2.9.1 amended. Section 903.2.9.1 of the California Building Code is hereby amended to read as follows:

903.2.9.1 Repair garages. An automatic sprinkler system shall be provided in all buildings containing repair garages in accordance with the Building Code as follows:

1. Where the fire area meets or exceeds 5,000 square feet.

Section 903.2.10 amended. Section 903.2.10 of the California Building Code is hereby amended to read as follows:

Section 903.2.10 Group S-2. An automatic sprinkler system shall be provided throughout all buildings containing an enclosed parking garage in accordance with Section 406.6 of the California Building Code where one of the following conditions exist:

1. Where the fire area of the enclosed garage exceeds 5,000 square feet; or
2. Where the enclosed parking garage is located beneath other groups.

15.06.200 Table 1505.1 Amended – Minimum roof covering classification

Table 1505.1 of the California Building Code is hereby amended to read as follows: Table

1505.1 Minimum Roof Covering Classification for different types of construction for new buildings, re-roofs or additions.

IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
A	A	A	A	A	A	B*	B*	B*

*See Section 1505.1.1 for Class A Roof Coverings in Very-High Fire Hazard Severity

15.06.210 Section 1609.3 amended – Basic wind speed.

Section 1609.3 of the California Building Code is hereby amended to by adding a sentence at the end of the section to read as follows:

For the City of Colton, new structures shall be designed for a minimum wind speed as follows:

- Risk Category I – 100 mph, Vult’. - Exposure “C”
- Risk Category II – 110 mph, Vult’. - Exposure “C”
- Risk Category III & IV – 115 mph, Vult’. - Exposure “C”

15.06.220 Appendix Chapters Adopted.

Appendices chapters C, F, G, H, I, J, K, L, in the California Building Code are hereby Adopted.

15.06.230 Section J101-1 of Appendix J amended - Scope

Section J101.1 of the California Building Code is hereby amended to read as follows:

J101.1 Scope. The provisions of this chapter apply to grading, excavation and earthwork construction, including fills and embankments. Where conflicts occur between the technical requirements of this chapter and the geotechnical report, the geotechnical report shall govern. *In addition, the designs of the work as described above need to meet the recognized and accepted civil and geotechnical engineering practices and principles.*

15.06.240 Section J101 of Appendix J amended – Special requirements for hazardous conditions.

Section J101, a second paragraph is added to the California Building Code to read as follows:

J101 General. Whenever the Building Official determines that any existing excavation or embankment or fill on private property has become a hazard to life and limb, or endangers property, or adversely affects the safety, use or stability of a public way or drainage channel, the owner of the property upon which the excavation or fill is located, or other person or agent in control of said property, upon receipt of notice in writing from the Building Official, shall within the period specified therein repair or eliminate such excavation or embankment to eliminate the hazard and to be in conformance with the requirements of this code.

15.06.250 Section J103.2 of Appendix J - amended – Exemptions.

Section J103.2 of the California Building Code is hereby amended to read as follows:

J103.2 Exemptions:

A grading permit is not required for the following:

1. When approved by the Building Official, grading in an isolated, self-contained area if there is no danger to private or public property.
2. An excavation below finished grade for basements and footings of a building, retaining wall or other structure authorized by a valid building permit. This shall not exempt any fill made with the material from such excavation or exempt any excavation having an unsupported height greater than 5 feet (1524mm) after the completion of such structure.
5. Excavations for wells or tunnels or utilities.
6. Mining, quarrying, excavating, processing or stockpiling of rock, sand, gravel, aggregate or clay where established and provided for by law, provided such operations do not affect the lateral support or increase the stresses in or pressure upon any adjacent or contiguous property.
7. Exploratory excavations under the direction of soil engineers or engineering geologists.

15.06.270 Section J105.1 of Appendix J amended – General

Section J105.1 of the California Building Code is hereby amended to read as follows:

J105.1 General. Inspections shall be governed by Section 110, Chapter 1, Division II of this code and requirements established, by approved policies and procedures of the Engineering Division. An engineer shall provide grading inspections and certifications for the work.

15.06.280 Section J109.4 of Appendix J amended – Drainage across property lines.

Section J109.4 of the California Building Code is amended to have the following sentences added at the end of the section:

For Single Family Lot Drainage

1. Whenever possible, drainage from single family lots shall flow directly to a street or an approved location
2. If it should be determined necessary to allow offside drainage to flow through a single family lot (to preserve down lot views, esthetics, accept flow from offsite property, etc.), the following shall apply:
 - a. Drainage from only one lot shall flow through only one other lot.

- b. A drainage easement shall be provided/obtained over the lot accepting the drainage.
- c. The drainage shall be contained within either a concrete/rock lined swale or a reinforced concrete pipe.
- d. The drainage facility shall be designed with excess capacity to account for the probable lack of necessary maintenance. Therefore, it shall be designed to convey two times the runoff from a 100 year storm with the minimum diameter for a pipe being 12 inches.

SECTION 5: Chapter 15.07 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

“CHAPTER 15.07

RESIDENTIAL BUILDING CODE

Sections:

- 15.07.010** Section 1.8.8 of Chapter 1, Division I amended – Board of appeals.
- 15.07.020** Section R105.2 of Chapter 1, Division II amended – Work exempt from permit.
- 15.07.030** Section R105.5 amended – Expiration.
- 15.07.040** Section R113.1 and R113.2 of Chapter 1, Division II amended – Violations.
- 15.07.050** Section R301.2.1 amended – Wind limitations.
- 15.07.060** Section R401.4.1 amended – Geotechnical evaluation.
- 15.07.070** Section R902.1 amended – Roofing covering materials.
- 15.07.080** Section Appendix Chapter Adopted.

15.07.010 Section 1.8.8 of Chapter 1, Division I amended – Board of appeals.

Section 1.8.8 of Chapter 1, Division I of the California Residential Code is hereby amended to read as follows:

1.8.8.1 General.

In order to hear and decide appeals of orders, decisions or determination made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of 3 members and 2 alternates who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official shall be an *ex officio* member of and shall act as Secretary to said Board but shall have no vote on any matter before the Board. The Board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.

15.07.020 Section R105.2 of Chapter I, Division II amended – Work exempt from permit.

Section 105.2 of the California Residential Code is hereby amended by amending item 2 and 3 and adding a new item 11 to read as follows:

- 2 Chain-link, plastic, or similar fences not over 6 feet in height or masonry, Wood, wrought iron and concrete fences not over 4 feet in height above the lowest adjacent grade unless supporting a surcharge or impounding class I, II or III-A liquids
- 3 Retaining walls that are not over 3 feet in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding Class I, II, or IIIA liquids
11. Flag pole not to exceed 20 feet in height above ground in a residential lot.

15.06.030 Section R105.5 of Chapter 1, Division II amended – Expiration.

Section R105.5 of the California Residential Code is hereby amended by adding a sentence at the end of the section to read as follows:

Building permits issued to repair under Chapter 8.04 or 8.05 of this code shall expire in sixty (60) days from the date such permit is issued unless the Code Enforcement and Housing Appeals Board authorizes a longer period of time in which to complete the work in which event such permit will expire at the end of such longer period of time.

15.07.040 Section R113.1 and R113.2 of Chapter I, Division II – amended – Violations.

Section of R113.1 and R113.2 of Chapter 1, Division II of the California Residential Code is hereby amended to read as follows:

R113.1 Unlawful acts. It shall be unlawful for any person, firm or corporation to erect, construct, alter, extend, repair, move, remove, demolish, occupy or maintain any building, structure or equipment regulated by this code, or cause same to be done, in conflict with or in violation of any of the provisions of this code.

R113.2 Notice of violation. The Building Official is authorized to serve a notice of violation or order on the person responsible for the erection, construction, alteration, extension, repair, moving, removal, demolition, maintaining or occupancy of a building or structure in violation of the provisions of this code, or in violation of a permit or certificate issued under the provisions of this code. Such order shall direct the discontinuance of the illegal action or condition and the abatement of the violation.

15.07.050 Section R301.2.1 Amended – Wind design criteria.

Section R301.2.1 of the California Residential Code is hereby amended by adding a sentence at the end of the section to read as follows:

For the City of Colton, new structures shall be designed for a minimum wind speed Vult' of 110 miles per hour

15.07.070 Section R902.1 Amended - Roofing covering materials.

Section R902.1 of the California Residential Code is hereby amended to read as follows:

Roofs shall be covered with materials as set forth in Sections R904 and R905. A minimum Class A or B roofing shall be installed in areas designated by this section. Classes A or B

roofing required by this section to be listed shall be tested in accordance with UL 790 or ASTM E 108.

Minimum Roof Covering Classification for different types of construction for new buildings, re roofs or additions except for the construction of roofs in very High Fire Hazard Zones.

IA	IB	IIA	IIB	IIIA	IIIB	IV	VA	VB
A	A	A	A	A	A	B*	B*	B*

*See Section 902.1.1 for Class A Roof Coverings in Very-High Fire Hazard Severity

The remaining section of the code remains the same.

15.07.080 Appendices Adopted.

Appendices A, B, C, D, E, F, I, K, L, M, N, O, P, Q, R, & U of the California Residential Code are hereby adopted.

SECTION 6: Chapter 15.08 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

"CHAPTER 15.08

MECHANICAL CODE

Sections:

- 15.08.010 Section 108.1 of Chapter 1, Division II amended – General.**
- 15.08.020 Section 114.2 of Chapter 1, Division II amended - Permit fees.**
- 15.08.030 Section 114.3 of Chapter 1, Division II amended - Plan review fees.**
- 15.08.040 Table 114.1 of Chapter 1, Division II deleted – Mechanical permit fees.**
- 15.09.050 Appendix Chapters Adopted.**

15.08.010 Section 108.1 of Chapter 1, Division II amended - General.

Section 108.1 of the California Mechanical Code is hereby amended to read as follows:

108.1 General.

In order to hear and decide appeals of orders, decisions or determination made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of 3 members and 2 alternates who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official shall be an *ex officio* member of and shall act as Secretary to said Board but shall have no vote on any matter before the Board. The Board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building and Safety Services Director.

15.08.020 Section 114.2 of Chapter 1, Division II amended - Permit fees.

Section 114.2 of the California Mechanical Code is hereby amended to read as follows:

114.2 Permit Fees.

The fee for each permit shall be as established by Resolution of the City Council.

15.08.030 Section 114.3 of Chapter 1, Division II amended - Plan review fees.

Section 114.3 of the California Mechanical Code is hereby amended to read as follows:

114.3 Plan Review Fees.

When Section 114.2 requires submittal documents, a plan review fee shall be paid at the time of submitting plans and specifications for review. Said plan review fee shall be as set forth by Resolution of the City Council.

Where plans are incomplete or changed so as to require additional plan review, an additional plan review fee shall be charged.

15.08.040 Table 114.1 Deleted - Mechanical permit fees.

Table 114.1 Mechanical Permit Fees of the California Mechanical Code is hereby deleted.”

15.09.050 Appendix Chapters Adopted.

Appendices B, C, D, E, F, and G, of the California Mechanical Code are hereby adopted.

SECTION 7: Chapter 15.09 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

"CHAPTER 15.09

PLUMBING CODE

Sections:

15.09.010 Section 102.3 of Chapter 1, Division II amended – Board of appeals.

15.09.020 Section 103.4 amended - Permit fees.

15.09.030 Section 103.4.1 amended - Plan review fees.

15.09.040 Table 103.4 deleted - Plumbing permit fees.

15.09.050 Appendix Chapters Adopted.

15.09.060 Section 609.3.1 added – Copper tubing.

15.09.070 Section 701.1 amended – ABS and PVC materials.

15.09.080 Section 701.1 amended – ABS and PVC materials for residential construction.

15.09.010 Section 102.3 of Chapter 1, Division II amended – Board of appeals.

Section 102.3 is hereby added to the California Plumbing Code read as follows:

102.3. Board of appeals

In order to hear and decide appeals of orders, decisions or determination made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of 3 members and 2 alternates who are qualified by experience and training to pass upon matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official shall be an *ex officio* member of and shall act as Secretary to said Board but shall have no vote on any matter before the Board. The Board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.

15.09.020 Section 103.4 amended - Permit fees.

Section 103.4 of the California Plumbing Code is hereby amended to read as follows:

103.4 Permit Fees.

The fee for each permit shall be as established by Resolution of the City Council.

15.09.030 Section 103.4.1 amended - Plan review fees.

Section 103.4.1 of the California Plumbing Code is hereby amended to read as follows:

103.4.1 Plan Review Fees.

When a plan or other data is required to be submitted by 103.2.2, a plan review fee shall be paid at the time of submitting plans and specifications for review. Said plan review fee shall be as set forth by Resolution of the City Council.

Where plans are incomplete or changed so as to require additional review, an additional review fee shall be charged.

15.09.040 Table 103.4 deleted - Plumbing permit fees.

Table 103.4 of the California Plumbing Code is hereby deleted.

15.09.050 Appendix Chapters Adopted.

Appendices chapters A, B, C, D, G, H, I, J, and K. In the California plumbing Code are hereby adopted.

15.09.060 Section 609.3.1 of Chapter 6 added – Copper tubing.

Section 609.3.1 is hereby added to Section 609.3.1 of the California Plumbing Code to read as follows:

609.3.1 Copper tubing serving plumbing fixtures within dwelling unit shall be installed without joints and the installation shall satisfy the following requirements.

- (1) The copper tubing shall be installed within a watertight continuous sleeve that prevents direct contact between the copper tubing and under-slab soils.
- (2) During construction the protective sleeve shall be capped at both ends until the copper tubing is installed and released for service.

SECTION 8: Chapter 15.10 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

"CHAPTER 15.10

ELECTRICAL CODE

Sections:

15.10.010 Section 80.15 of Annex H Adopted and amended – Board of appeals.

15.10.010 Section 80.15 of Annex H amended and approved– Board of appeals.

Section 80.15 Annex H of the California Electrical Code is hereby amended to read as follows:

80.15. Board of appeals.

In order to hear and decide appeals of orders, decisions or determination made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of 3 members and 2 alternates who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction.

SECTION 9: Chapter 15.11 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

“CHAPTER 15.11

GREEN BUILDING CODE

Sections:

15.11.010 [Reserved for future amendments.]

15.11.010 Section [Reserved for future amendments.]”

SECTION 10: Chapter 15.12 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

**“CHAPTER 15.12
HISTORICAL BUILDING CODE**

Sections:

15.12.010 [Reserved for future amendments.]

15.12.010 Section [Reserved for future amendments.]”

SECTION 11: Chapter 15.13 is hereby added to Title 15 of the Colton Municipal Code to read as follows:

**“CHAPTER 15.13
EXISTING BUILDING CODE**

Sections:

15.13.010 [Reserved for future amendments.]

15.13.010 Section [Reserved for future amendments.]”

SECTION 12: Chapter 15.16 of Title 15 of the Colton Municipal Code is hereby amended to to read as follows:

**“Chapter 15.16
CALIFORNIA FIRE CODE**

Sections:

15.16.020. - Establishment of limits required by the California Fire Code.

15.16.275 Section 903.2.4.2 added - Group F-2.

15.16.020. - Establishment of limits required by the California Fire Code.

C. Bulk Storage of Liquefied Petroleum Gases. Pursuant to Section 6104.2 of the California Fire Code, the aggregate capacity of any one installation for the bulk storage of liquefied petroleum gases shall not exceed two thousand water gallons in residential areas. In non-residential areas, when, in the opinion of the fire code official having jurisdiction, the location of bulk storage of liquefied petroleum gases would create a threat to the occupants and property owners, the aggregate storage capacity of liquefied petroleum gas shall also be limited to two thousand water gallons. The fire code official shall be guided by the appropriate City or County Development Code when permitting the storage of liquefied petroleum gas in excess of two thousand water gallons at any one installation

15.16.275 Section 903.10 added - Group F-2.

Section 903.2.10 added to the California Fire Code to read as follows.

903.2.10 Group F-2. An automatic sprinkler system shall be provided throughout all buildings containing a Group F-2 occupancy where one of the following conditions exist:

1. Where the fire area meets or exceeds 5,000 square feet; or

2. Where the fire area is located more than three stories above grade.
3. A Group F-2 occupancy used for metal products for either fabrication and/or assembly exceeds 2,500 square feet.”

15.16.310. Chapter 28 amended.

Chapter 28 of the California Fire Code is hereby amended by adding the following:

2810 Pallet Storage Yards

2810.2 Storage location. Pallets shall be stored outside or in a separate building designed for pallet storage unless stored indoors in accordance with Section 2810.3.

2810.4 Outdoor storage. Pallets stored outside shall be stored in accordance with the following:

1. Stored in an orderly manner not to exceed 16 feet in height, 20 feet in width and 25 feet in length;
2. Pile separation shall be a minimum of 20 feet and no closer than 26 feet to property lines or exposures.

SECTION 13: Chapter 15.49.140 is hereby amended in Title 15 of the Colton Municipal Code to read as follows:

“15.49.140 Violations; penalty.

Any violations of this chapter shall be deemed a misdemeanor and shall be punished as provided in Section 15.04.010 of this code.”

SECTION 14: Severability. The City Council hereby declares that should any provision, section, paragraph, sentence or word of this Ordinance or the Code hereby adopted be rendered or declared invalid by any final court action in a court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences and words of this Ordinance and the Codes hereby adopted shall remain in full force and effect.

SECTION 15: The Mayor shall sign this Ordinance and the City Clerk shall cause the same to be published within fifteen (15) days after its passage at least once in The San Bernardino County Sun, a newspaper of general circulation published in the City of San Bernardino.

PASSED, APPROVED AND ADOPTED on this 6TH day of December, 2016.

RICHARD A. DELAROSA
Mayor

ATTEST:

CAROLINA R. PADILLA
City Clerk

APPROVED AS TO FORM:

Best Best & Krieger LLP
City Attorney

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STAFF REPORT

DATE: DECEMBER 6, 2016
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: BILL SMITH, CITY MANAGER *BS*
PREPARED BY: MARK TOMICH, DEVELOPMENT SERVICES DIRECTOR *MT*

SUBJECT: DAP-001-371 APPEAL OF DENIAL OF CIRCLE K BEER, WINE & DISTILLED SPIRITS. AN APPEAL TO THE CITY COUNCIL REGARDING THE PLANNING COMMISSION'S DECISION (FILE INDEX NO.: DAP-001-347) TO DENY: CONDITIONAL USE PERMIT MODIFICATION (CUP) TO UPGRADE FROM AN EXISTING TYPE 20 ABC ALCOHOL LICENSE (OFF-SALE BEER AND WINE) TO A TYPE 21 (OFF-SALE BEER, WINE, AND DISTILLED SPIRITS), AND A DETERMINATION REGARDING PUBLIC CONVENIENCE OR NECESSITY (PCN), FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU LOCATED AT 1703 E. WASHINGTON STREET (ASSESSOR PARCEL NUMBER 0164-263-46) ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE.

RECOMMENDED ACTION

It is recommended that the City Council adopt Resolution No. R-121-16 to deny the appeal and uphold the Planning Commission's denial of the application.

BACKGROUND

On October 11, 2016, the Planning Commission held a public hearing to consider an application for a **Conditional Use Permit Modification (CUP)** to upgrade from an existing Type 20 ABC alcohol license (off-sale beer and wine) to a Type 21 (off-sale beer, wine, and distilled spirits), and a determination regarding Public Convenience or Necessity (PCN), for an existing gas station/convenience market with a drive-thru located at 1703 E. Washington Street. Under consideration was also a **Determination regarding Public Convenience or Necessity ("PCN")** required by State Law since the subject site is located within an area (Census Tract No. 71.09) identified as having an "undue concentration" of alcohol licenses.

At the October 11, 2016 Planning Commission meeting, staff was directed by the Planning Commission to bring back a resolution for denial after hearing testimony in opposition of the request due to an overconcentration of Type 21 off-sale alcohol licenses in the immediate

surrounding area. In addition, because there are other off-site Type 21 licenses with a quarter mile or five minute walk, the Planning Commission determined that an additional license for reasons of “public convenience and necessity”(PCN) is unwarranted. Furthermore, the Planning Commission took into consideration that the applicant currently holds a Type 20 (Beer and Wine) Alcohol License which allows beer and wine sales, but does not allow the sale of distilled spirits. The Planning Commission also took into consideration the neighborhood arguments for and against approval of a full liquor license at this location and other locations that are within walking distance to purchase spirits.

At the public hearing on October 11, 2016, the following person spoke on behalf or in support of the application:

- Sergey Vershinin, Applicant

The following persons also spoke during public comments, opposing approval of the application:

- Kathy Dunsmore, business owner.
- Florence Cash, resident and works in area
- Azmat D. Baksh, business owner
- Wayne Hoxie, resident
- Pete Anagnostopoulos, resident
- Ron Combado, resident
- Darren Bradshaw, resident

At the public hearing on October 25, 2016, the following persons spoke on behalf or in support of the application:

- Sergey Vershinin, Applicant
- Richard Deanda
- Karen Ladoda
- Stormi Phillips

The following persons also spoke during public comments, opposing approval of the application:

- Kathy Dunsmore
- David Davila
- Darren Bradshaw
- Florence Cash

After its discussion, the Commission voted 5-to-0 to adopt Resolution No. R-37-16, denying the CUP application with additional findings that public convenience or necessity would not be served by the applicant’s sale of beer, wine, and distilled spirits. The final justification for the Planning Commission’s denial includes overconcentration of off-sale alcohol licenses in the area and there was no reason to justify public necessity and convenience for the off-sale Type 21 (General Liquor) in the subject area (See Attachment 5).

On October 27, 2016, the applicant has filed an appeal to the City Council asking that the action by the Planning Commission to deny the application be overturned.

ISSUES/ANALYSIS

The appellant/applicant has submitted a written request containing the arguments in favor of the appeal (Attachment 1). The following is a list of the arguments made by the appellant with staff analysis based on the original staff recommendation and additional testimony provided at the Planning Commission hearing:

Appeal argument: The closest bus stop is located right in front (across the street) of the entrance of the competitor liquor store and is far away from the appellant's store.

Staff analysis: The location of the nearest bus stop is not referenced in the findings in the executed Planning Commission resolution and was not a basis for denial by the Planning Commission. The location of a bus stop was not relevant to the Planning Commission's denial of the CUP since locations of bus stops are determined by an evaluation of overconcentration of ABC liquor licenses.

Appeal argument: Circle K (appellant) has a strong ruling about hiring employees 21 years or older and the appellant is a participant of "We Card" meaning ID is checked of all customers who look less the 30 years old resulting in no alcohol sold to minors.

Staff analysis: The argument that the appellant has a strong ruling about hiring employees 21 years or older and is a participant of "We Card" resulting in no alcohol sold to minors was not a basis for denial by the Planning Commission. The appellant is prohibited by State law to allow any employees under the age of 21 to sell alcohol and is also prohibited to sell any alcohol to any minors.

Based on the findings, it is staff's opinion that there is no compelling reason to recommend overturning the Planning Commission's decision. A resolution has been prepared for consideration by the City Council to deny the appeal.

FISCAL IMPACTS

None

ALTERNATIVES

1. Uphold the appeal, continue the public hearing to the regular City Council meeting of December 20, 2016 and direct staff to prepare a draft resolution approving the application with appropriate findings and proposed conditions of approval recommended by the various departments for consideration by the Council.
2. Provide alternative direction to staff.

ATTACHMENTS

1. Appeal request, with attachments – October 27, 2016
2. Planning Commission Staff Report, DAP-001-347, dated October 25, 2016, with attachments:
 - a. Planning Commission Staff Report (10/11/16 PC Meeting)
 - b. Applicant's Operation Statement
 - c. ABC License Query Results and Common License Types
 - d. Site Plan and Floor Plan
3. Letters & Copies of signed petition in opposition of request.
4. Copies of signed petition in support of request.
5. Planning Commission Resolution No. R-37-16, dated October 25, 2016
6. Planning Commission Minutes for Meeting on 10-11-16, Excerpt
7. Planning Commission Minutes for Meeting on 10-25-16, Excerpt
8. Draft City Council Resolution No. R-121-16

Appeal Request with attachments

Attachment 1



Development Application Process (DAP) Form

Page 1 of 4

CITY OF COLTON - Development Services Department

DO NOT WRITE HERE
 FOR OFFICE USE ONLY
 File #: DAP-001-371
 Fee Paid: \$ 550-
 Receipt #: 72917
 Staff: SG Date: 10/27/16
 APN: 0164-263-46

INSTRUCTIONS: Please print or type. If the form does not provide enough space for an answer, you may attach additional sheets. If you feel a question is not applicable, write "N/A" for not applicable.

Entitlements Requested:

- Architectural/ Site Plan Review
- Conditional Use Permit
- General Plan Amendment
- Lot Merger
- Lot Line Adjustment
- Parcel Map
- Sign Design Review
- Tentative Map
- Variance-Major
- Variance-Minor
- Zoning Change
- Other APPEAL OF DENIAL OF CUP.
- Entitlement Modification
- Public Hearing
- No Public Hearing
- Minor

1703 E Washington St
Property Address(es) (if known)

APN: 0164-263-46
Assessor's Parcel Number(s)

Existing (Previous) Land Use(s)

Proposed Land Use(s)

Applicant's Name: Sunoil Retail Group Inc

Brief Description of Proposal (general description to be completed by the applicant):
DO NOT WRITE 'SEE ATTACHED'

Appeal to City of Colton Planning Commission
decision Resolution no. R-37-16

Property Owner's Certification (if property owner's name does not match County Assessor records, attach a copy of the Grant Deed as proof of ownership)

I hereby certify that I am the record owner(s) of the property stated above. By signing below, I further authorize the submittal of this application.

[Signature]
Signature

10/27/2016
Date

Sergey Vershinin
Print Name

President
Title (if company)

218, 312-8865
Phone Number

Sunoil Retail Group Inc
Company Name

()
FAX Number

1703 E Washington St Colton 92324
Mailing Address City/State Zip Code

vershinin.su@gmail.com
E-mail Address



Development Application Process (DAP) Form

Page 2 of 4

CITY OF COLTON - Development Services Department

1703 E Washington St

Property Address (If none, Assessor's Parcel No.)

Does the use involve one of the following (for any answers "yes", describe the activity in the space below:

- Changes to the exterior faces of buildings? Yes No
- Does the site have water service? Yes No
- Does the site have sewer service? Yes No
- Sloped or hillside either within the subject property or adjacent? Yes No
- Alcohol, including beer & wine? Yes No [If yes, ABC License Type 20 (see Alcohol CUP Questionnaire)]
- Assembly uses, including cultural institutions or religious assembly such as churches? Yes No
- Food/drink preparation, handling or storage? Yes No [If 'Yes', then County Health Permit required]
- Entertainment activities, whether primary or ancillary to a main use? Yes No
- Storage, service, sale, display or use (delivery services) involving automobiles, trucks, or other vehicles as part of the activity? Yes No
- School, educational, or training activities? Yes No
- Outdoor storage or activities outside enclosed buildings? Yes No
- Project completed in phases (not completed all at one time)? Yes No
- Do all buildings on the site have fire sprinklers? Yes No

Detailed project description (Attach additional sheets if more space is needed.)

If residential, include the number of units, unit sizes, range of sale prices or rents, type of household sizes, amenities to be provided, landscaping, etc. If non-residential, include type of activities, hours of operation, employees per shift, estimated occupancy, loading facilities, truck and equipment type, and daily truck trips, etc.

Appeal to City of Colton Planning Commission
decision resolution no. R-37-16

Applicant's Certification

I hereby certify that I am the applicant for this application and that the preceding statements are true.

[Signature]
Signature

10/27/2016
Date

Sergey Vershinin
Print Contact Name

President
Title (if company)

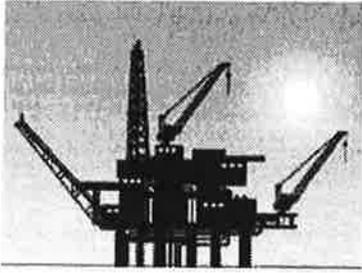
(818) 312-2865
Phone Number

Senor Retail Group Inc
Company Name

()
FAX Number

1703 E Washington St, Colton, CA, 92324
Mailing Address City, State Zip Code

E-mail Address



SUNOIL RETAIL GROUP

1703 E WASHINGTON ST., COLTON, CA 92324

(818)312-8865

10/27/2016

TO: CITY OF COLTON COUNCIL

APPEAL

To the denial of upgrading ABC License type 20 to type 21 by City of Colton Planning commission decision made on October 25, 2016

file index number: DAP-001-347

Sunoil Retail Group Inc asks to reconsider Planning commission decision, and approve application of upgrading current ABC License type 20 to type 21 general license. We have so many Colton residents who support our application of upgrading our current license and we want to bring better and save service to our customers. We believe the committee decision was done on wrong merits. All opposing arguments are false. The truth is: a closest bus stop located right in front of the entrance of competitor liquor store and far away from our store; Circle K has strong ruling about hiring employees 21 years old or older; we are participants of "we card" program which means we check ID of all customers who looks less than 30 years old which makes it impossible to sell alcohol to minors etc.

We have several liquor stores in the area, however those stores have a bad reputations and preventing new stores to get their licenses will not clean up this market. Otherwise granting new licenses to the stores like our store will help customers to make a right decision and would help to keep our city with stores providing best service and safety environment to the Colton residents and their guests.

This appeal to the part of denial of upgrading ABC license only, resolution NO.R-37-16

President of Sunoil Retail Group Inc


Sergey Vershinin

Planning Commission Staff Report, DAP-001-347, Dated 10/23/16, with attachments

Attachment 2



Planning Commission Staff Report

City of Colton
Development Services Department

MEETING DATE: October 25, 2016 (Continued from October 11, 2016)

FILE INDEX NUMBER: DAP-001-347 Shell Circle K Store

REQUEST: A **Conditional Use Permit Modification (DAP-000-894)** to upgrade from an existing Type 20 ABC alcohol license (off-sale beer and wine) to a Type 21 (off-sale beer, wine, and distilled spirits) for an existing gas station/convenience market with a drive-thru on a lot measuring approximately 1.04 acres within the C-2 (General Commercial) Zone.

APPLICANT: Sergey Vershinin

PROPERTY OWNER: Sunoil Retail Group Inc.

ACTIONS:
APPLICATION FILED: 08/08/16
APPLICATION REVIEW COMMITTEE 09/12/16 (provision of comments and conditions)
CONSIDERATION BY THE PLANNING COMMISSION: 10/11/16, continued to 10/25/16;
Decision.....
ENVIRONMENTAL DETERMINATION: Exempt under CEQA, Section 15301 (Existing Facilities), Class 1. This section pertains to existing facilities, categorically exempting from CEQA proposed projects that involve negligible or no expansion beyond what currently exists at the time of environmental determination.

PROPERTY INFORMATION:

1. Location: 1703 E. Washington Street
2. Lot Size(s): 1.04 acres
3. Existing/Previous Land Use: Commercial Building (gas station & convenience store, fast food restaurant)
4. General Plan Land Use Designation: General Commercial
5. Zoning: C-2 (Neighborhood Commercial)
6. Surrounding Properties:

	Existing Land Use	Zoning	General Plan Land Use Designation
North	Commercial	C-2 (General Commercial)	General Commercial
South	Commercial	C-2 (General Commercial)	General Commercial
East	Commercial	C-2 (General Commercial)	General Commercial
West	Commercial	C-2 (General Commercial)	General Commercial

7. Past Actions:

- 04/25/2000 DCV-28-00 - Architectural & Site Plan Review, including gas station with convenience market and fast food restaurant, Major Variance for reduction of landscape area, CUP for auto service /underground fuel tanks.
- 10/28/2002 BOP-115-011: Business license issued for convenience market and pizza restaurant.
- 06/16/2004 BOP-115-432: Business License for Change of Ownership for convenience market (Circle K).
- 06/22/2010 DAP-000-894 – CUP for drive-thru for fast food restaurant. Resolution No. R-05-10

BACKGROUND

At the October 11, 2016 Planning Commission meeting, staff was directed by the Planning Commission to bring back a resolution for denial after hearing testimony in opposition of the request due to an overconcentration of Type 21 off-sale alcohol licenses in immediate surrounding area. In addition, because there are other on-site Type 21 licenses within ¼ mile or five minute walk, an additional license for reasons of “public convenience and necessity” is unwarranted and not supported by the Planning Commission.

A second issue of the applicant’s request is to modify the former CUP (DAP-000-894) to remove a barrier between the market and the dining area (Condition No. 11 of Resolution No. R-05-10). Staff has prepared a separate resolution with a recommendation to approve this request.

Please refer to Attachment #2 - Resolution No. R-37-16 for denial and Attachment #3 – Resolution No. R-33-16 for approval of CUP Modification.

RECOMMENATION

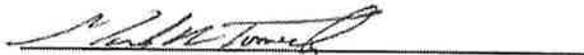
The following Resolutions have been drafted for the Commission’s consideration:

RESOLUTION NO. R-37-16 - A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON DENYING A CONDITIONAL USE PERMIT MODIFICATION TO ALLOW OFF-SALE ALCHOHOL SALES (TYPE 21) ABC LIQUOR LICENSE TO REPLACE AN EXISTING TYPE 20 LICENSE FOR AN EXIISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WTININ THE C-2 (GENERAL COMMERCIAL) ZONE LOCATED AT 1703 E. WASHINGTON STREET. (FILE INDEX NO: DAP-001-347).

RESOLUTION NO. R-33-16 - A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON APPROVING A CONDITIONAL USE PERMIT MODIFICATION (CUP) (DAP-000-894) TO REMOVE BARRIER BETWEEN MARKET AND DINING AREA FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE (FILE INDEX NO. DAP-001-347).



Prepared By:
Steve Gonzales, Associate Planner



Reviewed By:
Mark R. Tomich, AICP, Director

Attachments:

1. Planning Commission Staff Report (10/11/16 PC Meeting)
2. Planning Commission Resolution No. R-36-16 (Denial)
3. Planning Commission Resolution No. R-33-16 (Approval CUP Mod.)

PC Staff Report (10/11/16 PC Meeting)

Attachment 1



Planning Commission Staff Report

City of Colton
Development Services Department

MEETING DATE: October 11, 2016

FILE INDEX NUMBER: DAP-001-347 Shell Circle K Store

REQUEST: A **Conditional Use Permit Modification (DAP-000-894)** to upgrade from an existing Type 20 ABC alcohol license (off-sale beer and wine) to a Type 21 (off-sale beer, wine, and distilled spirits) and to remove barrier between market and dining area for an existing gas station/convenience market with a drive-thru on a lot measuring approximately 1.04 acres within the C-2 (General Commercial) Zone.

APPLICANT: Sergey Vershinin

PROPERTY OWNER: Sunoil Retail Group Inc.

ACTIONS:
APPLICATION FILED: 08/08/16
APPLICATION REVIEW COMMITTEE 09/12/16 (provision of comments and conditions)
CONSIDERATION BY THE PLANNING COMMISSION: 10/11/16; **Decision**_____.
ENVIRONMENTAL DETERMINATION: Exempt under CEQA, Section 15301 (Existing Facilities), Class 1. This section pertains to existing facilities, categorically exempting from CEQA proposed projects that involve negligible or no expansion beyond what currently exists at the time of environmental determination.

PROPERTY INFORMATION:

- 1. Location: 1705 E. Washington Street
- 2. Lot Size(s): 1.04 acres
- 3. Existing/Previous Land Use: Commercial Building (gas station & convenience store, fast food restaurant)
- 4. General Plan Land Use Designation: General Commercial
- 5. Zoning: C-2 (Neighborhood Commercial)
- 6. Surrounding Properties:

	Existing Land Use	Zoning	General Plan Land Use Designation
North	Commercial	C-2 (General Commercial)	General Commercial
South	Commercial	C-2 (General Commercial)	General Commercial
East	Commercial	C-2 (General Commercial)	General Commercial
West	Commercial	C-2 (General Commercial)	General Commercial

7. Past Actions:

- 04/25/2000 DCV-28-00 - Architectural & Site Plan Review, including gas station with convenience market and fast food restaurant, Major Variance for reduction of landscape area, CUP for auto service /underground fuel tanks.
- 10/28/2002 BOP-115-011: Business license issued for convenience market and pizza restaurant.
- 06/16/2004 BOP-115-432: Business License for Change of Ownership for convenience market (Circle K).
- 06/22/2010 DAP-000-894 – CUP for drive-thru for fast food restaurant. Resolution No. R-05-10

BACKGROUND AND PROPOSAL

On January 19, 2010, the City Council adopted Ordinance No. 0-08-09, which requires the review and approval of a Conditional Use Permit for premises engaged in the sale of beer, wine and other alcoholic beverages for on-premise or off-premise consumption. On August 2, 2016, the City Council adopted a new ordinance requiring a Minor CUP for new alcohol license requests. Since this is an existing CUP, it is a modification to the original CUP.

The existing gas station and market is located in a C-2 (General Commercial) Zone and is surrounded by C-2 (General Commercial) Zoning and existing commercial uses. The existing business operates as a gas station and convenience market that also includes a pizza fast food restaurant. The convenience store sells basic convenience items and beer and wine only. The existing alcohol permit for the site has been in effect since 2000 and is deemed to be nonconforming. The market is proposing to replace their existing Type 20 Alcohol license (off-sale beer and wine) with a Type 21 Alcohol license to allow off-sale of beer, wine and distilled spirits to provide a full choice of alcohol to their customers. In addition the applicant is proposing to remove a permanent barrier (low pony wall) between the pizza restaurant and the convenient store that was included as part of the CUP approval that was approved for the drive-thru in 2010. The applicant would like to remove the permanent wall to allow for more convenient access between the market and the pizza restaurant.

The existing market currently operates as follows and is not proposing to change:

- **Hours of Operation:** Gas station/convenience market – 24 hours 7 days a week
Pizza restaurant – 7 am to 11 pm 7 days a week
- **Operation Personnel:** 10 employees

PROPERTY INFORMATION/SITE PHOTO

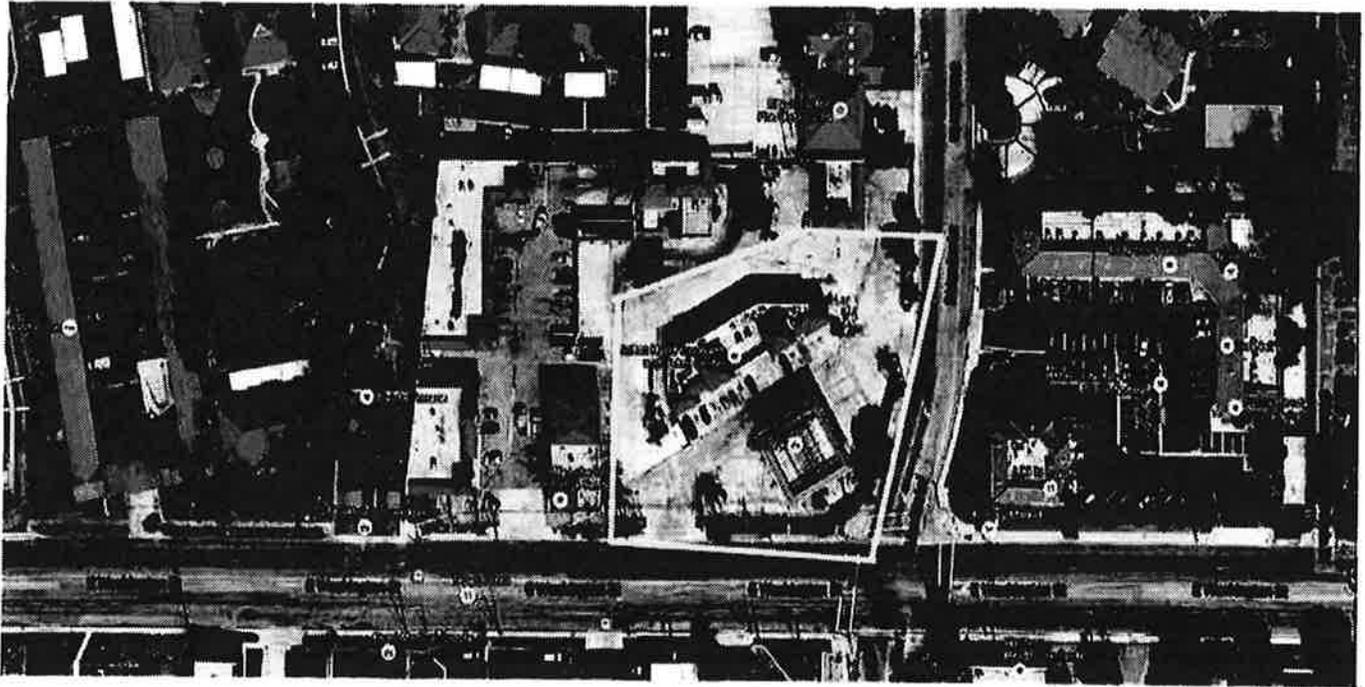
The property is located at the northwest corner of Washington Street and Meadow lane. The existing convenience market with the pizza restaurant on the subject property measures approximately 3,700 square feet for the market and 1,000 for the pizza restaurant for a total of 4,700 square feet. The lot is also improved with a fueling canopy that measures approximately 65' by 62'. The lot measures approximately 1.04 acres. The lot is accessible from both Washington Street and Meadow Lane and parking is located in the front (south side) of the existing market.

The site's topography is flat and there are a total of 17 paved parking spaces within the subject property lines. One handicapped accessible parking space has been provided for the market site, which complies with Code requirements.

Existing Perimeter View (South, Front Elevation)



Aerial of the site



ZONING COMPLIANCE: C-2 Zone

Standard	Required	Existing	Proposed	Compliance
Lot Area	10,000 sf minimum	1.04 acres	No change	Yes
Lot Depth	100'	Approximately 190'	No change	Yes
Lot Width	80'	Approximately 230'	No change	Yes
F.A.R.	Max 0.5	10.4%	No change	Yes
Building Height	40' or 3 stories max	One story	No change	Yes
Parking	25 parking spaces	17 parking spaces	No change	Existing Non-conforming
Accessible Parking	1 parking space	1 parking space	No change	Yes
Setback, Front	25'	16' (Fuel Canopy)	No change	Existing Non-conforming
Setback, Street (East) Side	15'	13' (east elevation)	No change	Existing Non-conforming
West Side	0'	43' (west elevation)	No change	Yes
Setback, rear	0'	19'	No change	Yes
Landscaping Area	15% of lot area	Approximately 8.5%	No change	Legal Non-Conforming

ANALYSIS

ABC License Type 21: The Department of Alcoholic Beverage Control (ABC) provides a Type 21 License for Off Sale General – Package Store. The Type 21 ABC License allows the following:

- Authorizes the sale of beer, wine and distilled spirits for consumption off the premises where sold.
- Minors are allowed on the premises.

Occupancy of Tenant Space: The existing market established the business and obtained a business license for the current configuration of a gas station with a convenient store with a fast food restaurant with a drive-thru in October of 2002. The existing owner of the market was issued the existing Type 20 liquor license on February 12, 2015 from a transfer of the original license that was issued in 1989. The market occupies a space that totals 3,700 square feet, which includes built-in coolers along the north wall of the building. The proposed distilled spirits will displayed behind the pay counter along the south building wall and will not be directly accessible to customers. The applicant has indicated that the sale of the proposed distilled spirits would account for approximately 10% of total sales for the market. The existing pizza restaurant is attached to the market and occupies approximately 1,000 square feet. The restaurant closes at 11 PM and that time a portable rope barrier will be placed between the restaurant and market. At no time during operation are alcoholic beverages served or allowed within the restaurant area. A Condition of Approval will be included to ensure hours of operation for the restaurant and that no alcoholic beverages are sold or consumed within the restaurant area.

School Location: Pursuant to Title 18 (Zoning Code), Section 18.48.140 (Alcoholic Beverage Sales), “The separation requirement in subsection A shall not apply when the business conducting alcohol beverage sales and the church, school or park both are located within a commercial or industrial zone or land use classification.” Therefore, the 500 feet separation distance to schools, day care, or other institutions does not apply because the subject site is located within a commercial zone.

Compliance with existing Conditions of Approval: Upon review of the existing Conditions of Approval, the existing business is in compliance at this time.

Concentration Status of ABC Licenses: The ABC website allows staff to determine the existing number of active ABC licenses in a Census Tract and also provides information as to the maximum number of on and off site licenses allowed per Census Tract. The subject property is located in U.S. Census Tract 71.09 with a population of 6,064 and is permitted four (4) on-sale license and four (4) off-sale license. Presently, there are three (6) on-sale alcohol licenses and two (9) off-sale alcohol licenses including the subject property in this Census Tract. The other off-sale licenses include a Stater Bros Market, a Rite Aid Store, a CVS Pharmacy, and other convenience stores. The on-sale licenses include sit-down restaurants. Although the Census Tract is currently over the limit of allowed licenses for off-sale alcohol (total 4 authorized, 9 existing), the proposed license is an upgrade from an already existing license in a Census tract that is currently over the limit and therefore the Planning Commission does not need to make the findings that public convenience or necessity would be served by the issuance of the license associated with this Conditional Use Permit (CUP).

The Colton Police Department does not object to the proposed Type 21 Alcohol License. Staff obtained service calls for the existing market for approximately the last 6 months which documented 36 service calls. Police indicated that after reviewing the call log, there was only two possible alcohol related incident. Regarding the other 34 calls, Police stated a third were generated by the business with the others being generated by patrol officers (business and area checks, traffic stops, and vehicle/pedestrian checks). Overall, the Police have indicated the existing market is in good standing and there has not been any problems in general with the operation of the business. We have included the standard conditions of approval from the Police Department in the attached Resolution No. R-33-16.

ENVIRONMENTAL DETERMINATION

Staff analyzed the proposal for California Environmental Quality Act (CEQA) compliance. The proposal is exempt under Article 19, Section 15301 (Existing Facilities), Class 1 of the CEQA Guidelines. This section pertains to existing facilities, categorically exempting from CEQA proposed projects that involve negligible or no expansion beyond what currently exists at the time of environmental determination.

The proposed findings are provided below and within the attached draft Resolution No. R-33-16.

CONDITIONAL USE PERMIT FINDINGS:

A key goal of land use rules is for nearby land uses to be compatible with one another. One way cities do this is to say that certain kinds of uses are allowed only under certain conditions through a conditional use permit (CUP). The CUP process allows decision-makers to avoid, minimize or mitigate anticipated problems.

The Planning Commission has authority to conduct public hearings to consider CUP applications pursuant to Colton Municipal Code Section 18.58.060 which states in part: *"In considering a Conditional Use Permit, the Commission shall affix those conditions which it determines will tend to safeguard the public health, safety and general welfare in the zone."* Therefore, in approving a Conditional Use Permit, the Commission should consider the findings as prescribed below.

1. ***That the proposed Use is in accord with the General Plan, the objectives of this title, and the purposes of the zone in which the site is located;*** The proposed Type 21 Alcoholic Beverage Control license for an existing market is consistent with the following General Plan Update goals and objectives:
 - A. General Plan Update **Goal LU-9.** *"Maintain a diverse mix of commercial uses that benefit the community in terms of needed commercial services, tax revenue, and employment opportunities."* The proposed addition of the sale of distilled spirits at an existing market will allow for the business to grow its business by expanding the diversity of its products which will lead to increased tax revenue.

- B. General Plan Update **Policy LU-3.1:** *“Provide for land uses that allow a variety of retail, service, manufacturing, institutional, office, and recreational businesses to locate in Colton.”*
The existing market with a proposed Type 21 ABC License will provide for a greater variety of retail uses within the C-2 zone and is compatible with surrounding uses at this specific location.
2. ***That the proposed Use, together with the conditions applicable thereto will not be detrimental to the public health, safety or welfare, or materially injurious to properties or improvements in the vicinity;*** The proposed addition of the sale of distilled spirits at an existing market will not be detrimental to the public health, safety or welfare or materially injurious to properties or improvements in the vicinity for the following reasons:
- A. The proposed use hours of operation are acceptable for the commercial location of the subject site and the surrounding properties.
- B. Conditions have been placed on the alcoholic beverage control license which will mitigate any potential impacts created by the use and ensure that the use will not negatively affect the surrounding community.
3. ***That the proposed Use complies with each of the applicable provisions of this title;*** The use conforms with the requirements of the Colton Zoning Code, as conditioned. The subject property is zoned C-2 (General Commercial) which permits on- and off-sale alcohol uses, subject to Conditional Use Permit. The C-2 (General Commercial) Zone is intended to provide areas for the development of commercial uses to serve the community and to establish those standards of development necessary to insure that such commercial areas will be compatible with adjoining land uses.

RECOMMENATION

Staff recommends that the Planning Commission approve the Conditional Use Permit through the adoption of attached Resolution entitled:

RESOLUTION NO. R-33-16 - A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON APPROVING A CONDITIONAL USE PERMIT MODIFICATION (CUP) (DAP-000-894) TO ALLOW OFF-SALE ALCOHOL SALES (TYPE 21) ABC LIQUOR LICENSE TO REPLACE AN EXISTING TYPE 20 LICENSE AND TO REMOVE BARRIER BETWEEN MARKET AND DINING AREA FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE (FILE INDEX NO. DAP-001-347).


Prepared By:
Steve Gonzales, Associate Planner


Reviewed By:
Mark R. Tomich, AICP, Director

Attachments:

- Attachment - 1 DCV-28-00 – Conditions of Approval
- Attachment - 2 DAP-000-894 – Resolution R-05-10
- Attachment - 3 Applicant’s Operation Statement
- Attachment - 4 Draft Planning Commission Resolution No. R-33-16 (Conditional Use Permit)
- Attachment - 5 ABC License Query Results and ABC Common License Types
- Attachment - 6 Site Plan and Floor Plan

Applicant's Operation Statement

Attachment 3

Sunoi Retail Group Inc

1703 E Washington st., Colton, CA, 92324

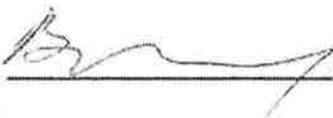
Phone 818-312-8865

Operations Statement

Sunoi Retail Group own and operate Shell gas station with Circle K convenience store and pizza restaurant at 1703 East Washington street in Colton. The convenience store and the gas station works 24 hours, and pizza restaurant works from 7 AM to 11 PM and going to keep the same schedule for the future. The convenience store has beer and wine type 20 ABC license. In order to operate more efficiently and returning high demand from our daily customers we applied to Alcohol Beverage Commission for an upgrade of our license to type 21 – general liquor license. We won a drawing and passed almost all the process with ABC and need city of Colton approval of the same upgrade. We in need of this upgrade to operate preferably and hire more employees to maintain day to day operations in the best way to our customers. We just did some renovations to our property to make it more bright and clear. We made our restaurant more spacy by removing the debris between restaurant and convenience store to make more convenient for customers. Restaurant however will not serve any alcohol drinks as long as any consumption of alcoholic beverages will be prohibited on the restaurant space. Currently we have about 10 employees for our daily operations, however we plan to increase these number after upgrading our license.

Sincerely,

President of Sunoi Retail Group Inc


Sergey Vershinin

ABC License Query Results and ABC Common License Types

Attachment 5

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
NUMBER OF LICENSES AUTHORIZED
BY CENSUS TRACT

County Name	County Population	County Ratio On Sale	County Ratio Off Sale	Census Tract #	Census Tract Population	On Sale	Off Sale
SAN BERNARDINO	2,104,291	1273	1,407	41.03	5,634	4	4
SAN BERNARDINO	2,104,291	1273	1,407	41.04	5,257	4	3
SAN BERNARDINO	2,104,291	1273	1,407	42.01	6,854	5	4
SAN BERNARDINO	2,104,291	1273	1,407	42.02	5,176	4	3
SAN BERNARDINO	2,104,291	1273	1,407	43.01	4,677	3	3
SAN BERNARDINO	2,104,291	1273	1,407	43.02	4,413	3	3
SAN BERNARDINO	2,104,291	1273	1,407	44.01	4,383	3	3
SAN BERNARDINO	2,104,291	1273	1,407	44.03	5,647	4	4
SAN BERNARDINO	2,104,291	1273	1,407	44.04	5,570	4	3
SAN BERNARDINO	2,104,291	1273	1,407	45.03	3,327	2	2
SAN BERNARDINO	2,104,291	1273	1,407	45.04	8,145	6	5
SAN BERNARDINO	2,104,291	1273	1,407	45.05	4,724	3	3
SAN BERNARDINO	2,104,291	1273	1,407	45.07	5,042	3	3
SAN BERNARDINO	2,104,291	1273	1,407	45.09	4,764	3	3
SAN BERNARDINO	2,104,291	1273	1,407	45.10	5,178	4	3
SAN BERNARDINO	2,104,291	1273	1,407	46.01	7,032	5	4
SAN BERNARDINO	2,104,291	1273	1,407	46.03	5,717	4	4
SAN BERNARDINO	2,104,291	1273	1,407	46.04	5,177	4	3
SAN BERNARDINO	2,104,291	1273	1,407	47.00	5,791	4	4
SAN BERNARDINO	2,104,291	1273	1,407	48.00	3,282	2	2
SAN BERNARDINO	2,104,291	1273	1,407	49.00	7,590	5	5
SAN BERNARDINO	2,104,291	1273	1,407	51.00	7,749	6	5
SAN BERNARDINO	2,104,291	1273	1,407	52.00	4,141	3	2
SAN BERNARDINO	2,104,291	1273	1,407	53.00	5,516	4	3
SAN BERNARDINO	2,104,291	1273	1,407	54.00	6,590	5	4
SAN BERNARDINO	2,104,291	1273	1,407	55.00	8,618	6	6
SAN BERNARDINO	2,104,291	1273	1,407	56.00	7,101	5	5
SAN BERNARDINO	2,104,291	1273	1,407	57.01	2,216	1	1
SAN BERNARDINO	2,104,291	1273	1,407	58.00	3,981	3	2
SAN BERNARDINO	2,104,291	1273	1,407	61.00	8,346	6	5
SAN BERNARDINO	2,104,291	1273	1,407	62.01	3,583	2	2
SAN BERNARDINO	2,104,291	1273	1,407	62.03	4,771	3	3
SAN BERNARDINO	2,104,291	1273	1,407	62.04	4,495	3	3
SAN BERNARDINO	2,104,291	1273	1,407	63.01	5,324	4	3
SAN BERNARDINO	2,104,291	1273	1,407	63.02	8,815	6	6
SAN BERNARDINO	2,104,291	1273	1,407	64.01	3,343	2	2
SAN BERNARDINO	2,104,291	1273	1,407	64.02	4,951	3	3
SAN BERNARDINO	2,104,291	1273	1,407	65.00	8,386	6	5
SAN BERNARDINO	2,104,291	1273	1,407	66.01	4,564	3	3
SAN BERNARDINO	2,104,291	1273	1,407	66.03	4,958	3	3
SAN BERNARDINO	2,104,291	1273	1,407	66.04	4,278	3	3
SAN BERNARDINO	2,104,291	1273	1,407	67.00	4,486	3	3
SAN BERNARDINO	2,104,291	1273	1,407	70.00	7,898	6	5
SAN BERNARDINO	2,104,291	1273	1,407	71.04	4,093	3	2
SAN BERNARDINO	2,104,291	1273	1,407	71.05	2,715	2	1
SAN BERNARDINO	2,104,291	1273	1,407	71.06	3,943	3	2
SAN BERNARDINO	2,104,291	1273	1,407	71.07	3,302	2	2
SAN BERNARDINO	2,104,291	1273	1,407	71.08	2,202	1	1
SAN BERNARDINO	2,104,291	1273	1,407	71.09	6,064	4	4
SAN BERNARDINO	2,104,291	1273	1,407	71.10	4,831	3	3
SAN BERNARDINO	2,104,291	1273	1,407	72.00	6,798	5	4
SAN BERNARDINO	2,104,291	1273	1,407	73.02	10,039	7	7



**California Department of Alcoholic Beverage Control
Retail Licenses
For Census Tract 71.09**

15 of 15 Licenses Displayed

To create a downloadable CSV File go back and check the Create CSV Download Option.

Report as of 8/7/2016

License Number	Status	License Type	Orig. Iss. Date	Expir. Date	Primary Owner and Premises Addr.	Business Name	Mailing Address	Geo Code
1) 248917	ACTIVE	21	03/31/1992	7/31/2017	STATER BROS MARKETS 2053 E WASHINGTON ST COLTON, CA 92324	STATER BROS MARKETS 117	PO BOX 150 SAN BERNARDINO, CA 92402-0150	3603
2) 250010	ACTIVE	21	04/27/1992	6/30/2017	Census Tract: 0071.09 THRIFTY PAYLESS INC 2025 E WASHINGTON ST COLTON, CA 92324	RITE AID STORE 5693	2600 CAPITOL AVE, STE 300 SACRAMENTO, CA 95816-5930	3603
3) 278663	ACTIVE	20	12/31/1992	3/31/2017	Census Tract: 0071.09 KUDSI, MALEK 1705 E WASHINGTON ST, STE 201 COLTON, CA 92324	COOLEY MARKET DELI		3603
4) 320533	ACTIVE	41	07/19/1996	6/30/2016	Census Tract: 0071.09 FREGOSO, ADOLFO 2049 E WASHINGTON ST, STE 2A & 2B COLTON, CA 92324	MARIAS CAFE MEXICAN RESTAURANT		3603
5) 406384	ACTIVE	21	12/29/2003	6/30/2017	Census Tract: 0071.09 ALBERRE, FADEL SOUHEIL 22310 BARTON RD, STE A GRAND TERRACE, CA 92313	SMART TIME FOOD STORE		3616
6) 442405	ACTIVE	41	10/04/2006	9/30/2016	Census Tract: 0071.09 ROARING 20S FAMILY PIZZA PARLORS INC 1411 E WASHINGTON ST COLTON, CA 92324-4611	NICKELODEON PIZZA		3603
7) 457600	ACTIVE	47	11/08/2007	10/31/2016	Census Tract: 0071.09 ESPINOZA, LUCIANO CANCHOLA 1296-98 N MT VERNON AVE COLTON, CA 92324-2502	LA VERANDA FAMILY RESTAURANT	1810 N 8TH ST COLTON, CA 92324-1302	3603
8) 479656	ACTIVE	21	09/10/2009	8/31/2016	Census Tract: 0071.09 GARFIELD BEACH CVS LLC 12071 MOUNT VERNON AVE GRAND TERRACE, CA 92313-5173	CVS PHARMACY 8825	1 CVS DR, MAIL DROP 23062A WOONSOCKET, RI 02895-6146	3616
9) 484013	ACTIVE	47	11/02/2009	12/31/2016	Census Tract: 0071.09 MARTIN, SANDRA LYNN 22400 BARTON RD, STE 23	THE VENUE	41 PRICE ST REDLANDS, CA 92373-4435	3616

10) 607629	ACTIVE	20	11/10/2010	10/31/2016	GRAND TERRACE, CA 92313 Census Tract: 0071.09	ARCO AM PM	3603
11) 52232	ACTIVE	41	04/30/2014	3/31/2017	SIDHU PETROLEUM INC 1240 E WASHINGTON ST COLTON, CA 92324-4659 Census Tract: 0071.09	SCHOONERS BURGERS N BEER	3603
12) 52232	ACTIVE	20	02/12/2015	1/31/2017	ATRIA ASSOCIATES INC 1280 E WASHINGTON ST, STE B-8 COLTON, CA 92324-6422 Census Tract: 0071.09	CIRCLE K	3603
13) 554570	ACTIVE	21	11/03/2015	6/30/2017	SUNOIL RETAIL GROUP INC 1703 E WASHINGTON ST COLTON, CA 92324 Census Tract: 0071.09	DJS LIQUOR	3603
14) 55583	ACTIVE	47	01/20/2016	12/31/2016	SAMPURAN INC 1648 E WASHINGTON ST COLTON, CA 92324 Census Tract: 0071.09	HYE LLC	3603
15) 563460	ACTIVE	20	12/31/2015	11/30/2016	HYE LLC 1395 E WASHINGTON ST COLTON, CA 92324 Census Tract: 0071.09	AM MARKET	3603

--- End of Report ---

For a definition of codes, view our [glossary](#).

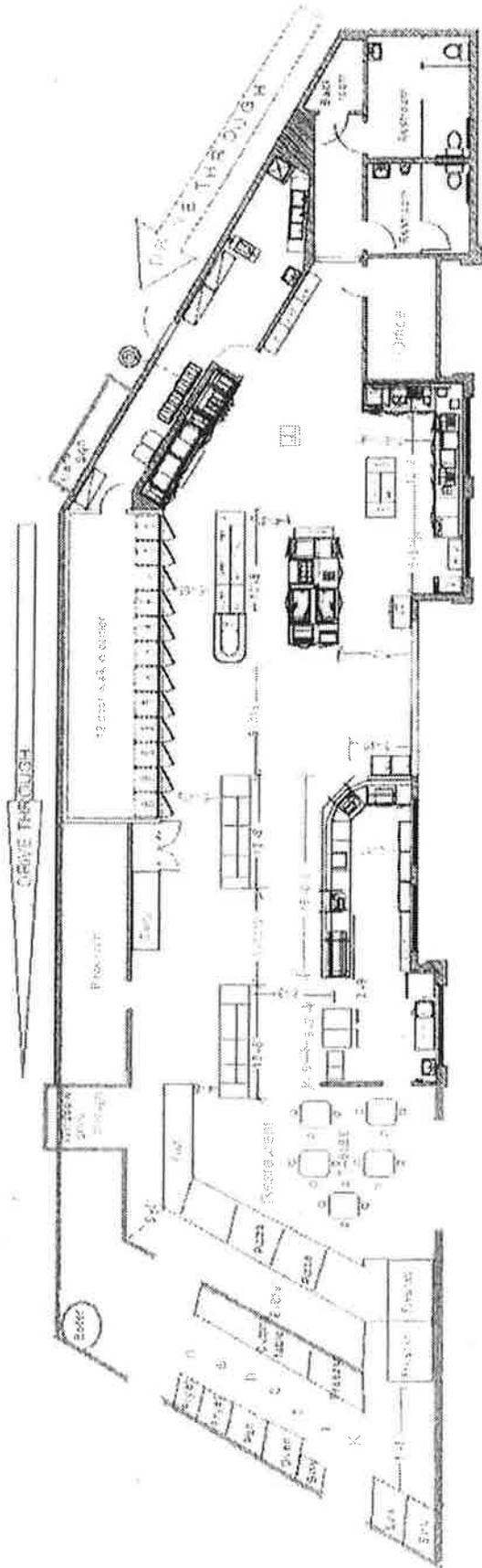
**COMMON ABC LICENSE TYPES
AND THEIR BASIC PRIVILEGES**

LICENSE TYPE	DESCRIPTION
01	BEER MANUFACTURER - (Large Brewery) Authorizes the sale of beer to any person holding a license authorizing the sale of beer, and to consumers for consumption on or off the manufacturer's licensed premises. Without any additional licenses, may sell beer and wine, regardless of source, to consumers for consumption at a bona fide public eating place on the manufacturer's licensed premises or at a bona fide eating place contiguous to the manufacturer's licensed premises. May conduct beer tastings under specified conditions (Section 23357.3). Minors are allowed on the premises.
02	WINEGROWER - (Winery) Authorizes the sale of wine and brandy to any person holding a license authorizing the sale of wine and brandy, and to consumers for consumption off the premises where sold. Authorizes the sale of all wines and brandies, regardless of source, to consumers for consumption on the premises in a bona fide eating place that is located on the licensed premises or on premises owned by the licensee that are contiguous to the licensed premises and operated by and for the licensee. May possess wine and brandy for use in the preparation of food and beverage to be consumed at the bona fide eating place. May conduct winetastings under prescribed conditions (Section 23356.1; Rule 53). Minors are allowed on the premises.
20	OFF SALE BEER & WINE - (Package Store) Authorizes the sale of beer and wine for consumption off the premises where sold. Minors are allowed on the premises.
21	OFF SALE GENERAL - (Package Store) Authorizes the sale of beer, wine and distilled spirits for consumption off the premises where sold. Minors are allowed on the premises.
23	SMALL BEER MANUFACTURER - (Brew Pub or Micro-brewery) Authorizes the same privileges and restrictions as a Type 01. A brewpub is typically a very small brewery with a restaurant. A micro-brewery is a small-scale brewery operation that typically is dedicated solely to the production of specialty beers, although some do have a restaurant or pub on their manufacturing plant.
40	ON SALE BEER - (Bar, Tavern) Authorizes the sale of beer for consumption on or off the premises where sold. No wine or distilled spirits may be on the premises. Full meals are not required; however, sandwiches or snacks must be available. Minors are allowed on the premises.
41	ON SALE BEER & WINE – EATING PLACE - (Restaurant) Authorizes the sale of beer and wine for consumption on or off the premises where sold. Distilled spirits may not be on the premises (except brandy, rum, or liqueurs for use solely for cooking purposes). Must operate and maintain the licensed premises as a bona fide eating place. Must maintain suitable kitchen facilities, and must make actual and substantial sales of meals for consumption on the premises. Minors are allowed on the premises.
42	ON SALE BEER & WINE – PUBLIC PREMISES - (Bar, Tavern) Authorizes the sale of beer and wine for consumption on or off the premises where sold. No distilled spirits may be on the premises. Minors are not allowed to enter and remain (see Section 25663.5 for exception, musicians). Food service is not required.
47	ON SALE GENERAL – EATING PLACE - (Restaurant) Authorizes the sale of beer, wine and distilled spirits for consumption on the licenses premises. Authorizes the sale of beer and wine for consumption off the licenses premises. Must operate and maintain the licensed premises as a bona fide eating place. Must maintain suitable kitchen facilities, and must make actual and substantial sales of meals for consumption on the premises. Minors are allowed on the premises.
48	ON SALE GENERAL – PUBLIC PREMISES - (Bar, Night Club) Authorizes the sale of beer, wine and distilled spirits for consumption on the premises where sold. Authorizes the sale of beer and wine for consumption off the premises where sold. Minors are not allowed to enter and remain (see Section 25663.5 for exception, musicians). Food service is not required.
49	ON SALE GENERAL – SEASONAL - Authorizes the same privileges and restrictions as provided for a Type 47 license except it is issued for a specific season. Inclusive dates of operation are listed on the license certificate.



Site Plan and Floor Plan

Attachment 6



C. - [unclear] (2016) - [unclear]

	22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00'	22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00'	22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00' 22.00' x 12.00' x 12.00'
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PC Resolution No. R-37-16 (Denial)

Attachment 2

Letters & Copies of signed petition in opposition of request

Attachment 3

Steve Gonzales

From: C. Kitagawa <carol810@cox.net>
Sent: Thursday, October 06, 2016 12:54 PM
To: Steve Gonzales
Cc: Mario Suarez
Subject: Public Hearing for File Index #: DAP-001-347

Dear Ms. Gonzales,

I am writing to you about the upcoming Public Hearing on Tuesday, October 11, 2016 about the Application for a Conditional Use Permit Modification to upgrade an existing Type 20 ABC alcohol license to a Type 21 ABC license at 1703 E. Washington Street, Colton, CA 92324. I am a property owner of the property at 1604-1648 E. Washington Street in Colton. My property is across E. Washington Street from the subject property and we have a liquor store selling beer, wine and distilled spirits in our commercial center. This type of business brings its own set of problems and it has been challenging for me to contain the situation. We have had problems with people hanging around the center where they harassed customers of the businesses in my center. Much of these negative behavior occurred on the area closest to the liquor store. Panhandling and harassment discouraged customers from returning to the businesses in my center, which in turn affected the livelihood of my tenants. We suspected drug deals were conducted in front and on the side of the liquor store. The manager of the liquor store tried to move these negative elements from the property but they kept returning. The tenants called the Colton Police for assistance but often the Colton Police were unable to respond quickly because of their lack of manpower and the number of calls for police assistance within the city. I finally had to hire a private security service to patrol my property and I think we finally have the situation in control where there is minimal disruption to the businesses in my center. The cost of the private security service is an expense that my tenants and I must bear and financially, it affects the bottom line for us. The business economy in Colton leaves much to be desired and it is imperative that the City of Colton does everything possible to give businesses a chance to survive. It will be short-sighted to approve this Application for a Type 21 ABC alcohol liquor business to expand at the expense of deterioration of the surrounding area. We need businesses that enhance the business economy where the customers will be encouraged to visit our shopping centers, large and small, and not feel threatened. It will be detrimental to the City of Colton and to the surrounding area of 1703 E. Washington Street to approve this Application. Please do not approve this Application for the Conditional Use Permit Modification to upgrade an existing Type 20 ABC alcohol license to a Type 21 ABC license at 1703 E. Washington Street, Colton, CA 92324.

Very sincerely,
Carol Kitagawa

Steve Gonzales

From: James Pedregon <commercialrealbyjames@gmail.com>
Sent: Tuesday, October 11, 2016 4:13 PM
To: Steve Gonzales
Cc: 'C. Kitagawa'; kathy@socallocksmith.com; realestatebyramon@gmail.com; 'Melissa Sheridan'
Subject: DAP-001-347
Attachments: DAP-001-347.jpg

Hello,

I am responding in addition of the Landlords and tenants located at [1604 E. Washington St, Colton, CA. 92324](#) and their concerns regarding this project file. It is with great concern amongst the tenants and Landlords that allowing this would only add to an existing (but stabilizing) problem of vagrancy and unwanted loitering that goes on within this area. There is currently a Stator Brothers only 1 block from this location that already has ample spirits and alcoholic beverages on top of the fact that there is currently a long standing Liquor Store within the Canyon Bluffs center that also sells off-sale beer, wine and distilled spirits. I have been a Commercial Real Estate agent in the area for the past 2 years and have been working with the Landlords of the Canyon Bluffs center for the past year + and I have to tell you it has been very grueling working to get this location leased and a lot has to do with the vagrancy and constant loitering in the area from homeless. I truly believe that allowing this store to upgrade to include additional spirits would work against what the Landlords, existing tenants, MGR Property Management and MGR Real Estate has done to control the situation in this immediate area. Things have been improving from vagrants and loitering and we would like to keep the process moving in that direction. I appreciate you taking the time to read this and once again on behalf of myself the Landlords and Tenants of the Canyon Bluffs center we strongly urge against this project file moving forward. We look forward to your response.

Best Regards,

James Pedregon
Commercial Sales & Leasing Associate
BRE#01964067



MGR Real Estate, Inc.
15428 Civic Drive Suite 100 | Victorville, CA. 92392
BRE# 01841921
Direct: 760-792-7502 | Office: 760-381-7747
Email: jpregon@mgrrealestate.com
Email: commercialtycoon@gmail.com
Website: www.mgrrealestate.com

[Commercial Listings](#) & [Residential Listings](#)

*Petition to City of Colton
City Council & Planning Commission*

I respectfully request that the city does not approve additional off-sale liquor licenses as more off-sale licenses will discourage current and potential customers from patronage of my business and our community. As business and/or property owners we work hard at maintaining our properties, by spending money on landscaping and cleaning so our shopping centers are attractive to our customers, and provide a safe and comfortable service experience.

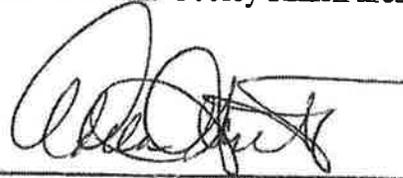
We are already challenged with undesirable people loitering and soliciting for money, sleeping or sitting around with their shopping carts, drinking and using inappropriate language, urinating and defecating in the parking lots, alleys, streets, and corners of our properties. These actions discourage even the most loyal customers and are a cause for concern related to personal safety and biohazard conditions when leaving the premises. We have already experienced an increase in this objectionable behavior since the opening of the 7-Eleven store.

The Cooley Ranch community currently includes residential apartment living as well as regional rehabilitation and recovery centers such as the Central Valley Prevention Program at 850 E. Washington Street and the Colton clinic at 2275 E. Cooley Drive. The most recent proposed off-sale liquor request is across the street from these establishments. Approval of an off-sale liquor license in this community does not promote a positive atmosphere for those who live in this area raising their families. It does not support the unfortunately, extremely, necessary work of providing sober living programs for a community already plagued with addiction challenges. It does not promote the type of enterprise that brings prosperity and desirable clientele to established community businesses.

Within a 1-2 square mile radius of the proposed area of the off-sale liquor request, the following establishments provide an opportunity to purchase alcohol: 7-Eleven, Wal-Mart, Arco AM/PM, DJ Liquor Store, Stater Brothers, Rite Aide, and local restaurants. We surely do not need to sanction opportunities which promote businesses whose primary means of enterprise is to provide alcohol to this community. Enough is enough! I request that the city not approve any additional off-sale liquor licenses in the Cooley Ranch area.

Thank you.

ADELA S. ARMENTA



(Resident)

815 Pepperwood St, Colton CA 92324

(909) 699-5256

10-5-2016

(date)

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

I respectfully request that the city does not approve additional off-sale liquor licenses as more off-sale licenses will discourage current and potential customers from patronage of my business and our community. As business and/or property owners we work hard at maintaining our properties, by spending money on landscaping and cleaning so our shopping centers are attractive to our customers, and provide a safe and comfortable service experience.

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Thank you.

KATIE L. ARMENTA
(Resident)

[Signature]

815 Pepperwood St. Colton CA 92324

(909) 289-4913

10-5-30/6
(date)

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

I respectfully request that the city does not approve additional off-sale liquor licenses as more off-sale licenses will discourage current and potential customers from patronage of my business and our community. As business and/or property owners we work hard at maintaining our properties, by spending money on landscaping and cleaning so our shopping centers are attractive to our customers, and provide a safe and comfortable service experience.

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Thank you.

ALEY F. BRESA *Aley F. Bresa*

815 Pepperwood St, Colton CA 92311

1909169-0036

10/5/2015
(date)

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

Sharon Garcia

(business name)

1316 S meadow lane Apt 292 Colton CA 92324
(address & phone) (909) 825-1175


(signature)

10/5/16
(date)

Sharon Garcia Rinza
(name printed)

Resident
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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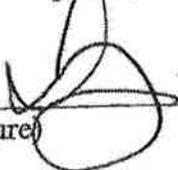
Thank you.

The Word & Worship -

(business name)

1315 S. Meadow Lane (918) 319-0687

(address & phone)



(signature)

10/5/14

(date)

Iris King

(name printed)

Worship here

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

S + A CHECKS CASHING

(business name)

1705 E. WASHINGTON ST. COLTON CA. 92329

(address & phone)



(signature)

10-3-16

(date)

AKRAM HOSAIN

(name printed)

MANAGER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Beautiful Diva Hair Salon
(business name)

1705 Washington St Suite 107
(address & phone)

Tanae K. Hicks
(signature)

10/3/16
(date)

Tanae K. Hicks
(name printed)

Owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!
12/06/2016 City Council Agenda

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Thank you.

SUNNY BEAUTY SUPPLY

(business name)

1705 E. WASHINGTON #101

(address & phone)

[Signature]

(signature)

10/3/2016

(date)

Yeon S. Kim

(name printed)

OWNER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!
12/06/2016 City Council Agenda

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Thank you.

Colton Hand Car Wash and Complete auto Detailing
(business name)

1703 E. Washington St. Colton CA. 92324
(address & phone)

M. S. J.
(signature)

October 3, 2016
(date)

SFERI MOUSIRAN
(name printed)

Owner
(title)

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Thank you.

LEE'S NAIL & SPA

(business name)

1705 E Washington St 102 B

(address & phone)

Thanh

(signature)

10-3-16

(date)

THANH SON

(name printed)

Owner

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!
12/06/2016 City Council Agenda

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Thank you.

Mental Health System
(business name)

1076 Santa Antonio Ave Suite B. Co HSN, CA 92324
(address & phone)

[Signature]
(signature)

10-3-16
(date)

Jewell Ewood
(name printed)

[Signature]
(title)

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Thank you.

Hip Hop Barber Shop

(business name)

1035 S. MT VERNON

(address & phone)

Robert Thompson

(signature)

10/3/16

(date)

Robert Thompson

(name printed)

Barber

(title)

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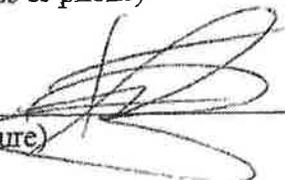
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Thank you.

Hip Hop Barbershop
(business name)

1035 S Mt Vernon Ave Colton CA
(address & phone)


(signature)

Oct, 5th 2016
(date)

Marcus Fairly
(name printed)

Barber
(title)

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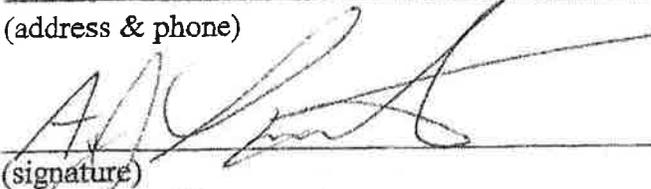
Thank you.

HIP HOP BARBERSHOP

(business name)

1035 S MT VERNON

(address & phone)



(signature)

10-3-16

(date)

G.S. [unclear]

(name printed)

BARBER

(title)

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Thank you.

Island Breeze Jamaican Cuisine

(business name)

1035 S. Mt Vernon Ave Colton 92324

(address & phone)

[Signature]

(signature)

10-3-16

(date)

Shara Dyce

(name printed)

owner

(title)

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Thank you.

Hip Hop Barber Salon
(business name)

1035 S. mt veron Ave, Colton, CA. 92324 (909) 777-0181
(address & phone)


(signature)

10-3-16
(date)

Midred Sloan
(name printed)

owner
(title)

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Thank you.

Alan Carter
(business name)

1035 S. mt. Vernon Ave
(address & phone)

Alan Carter
(signature)

10-5-16
(date)

ALAN Carter
(name printed)

barber
(title)

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Thank you.

Los Angeles LLC c/o Villetta Estro
(business name)

1000 W. Whittier, La Habra, 90631
(address & phone)

[Signature]
(signature)

10/27/16
(date)

Lee Deierling
(name printed)

VP
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

ERIKA SANDVAL

(business name)

1800 E. OLD RANCH RD. COLTON CA.

(address & phone)



(signature)

10/4/16.

(date)

ERIKA SANDVAL.

(name printed)

RESIDENT

(title)

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City Council & Planning Commission*

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Thank you.

Fashionable Scrubs

(business name)

1630 East Washington St Colton Ca 92324

(address & phone)

(signature)

(date)

(name printed)

(title)

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*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

EL POLLO-DORADO

(business name)

1628-E. Washington. ST

(address & phone)

Tomás Hernández

(signature)

10-4-16

(date)

TOMÁS HERNÁNDEZ

(name printed)

OWoen

(title)

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Thank you.

Pearl Medical Supply
(business name)

1618 Washington St, Colton, CA 92324
(address & phone)


(signature)

October 4, 2016
(date)

Alejandra C. Farias
(name printed)

Exemptee
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

Petition to City of Colton City Council & Planning Commission

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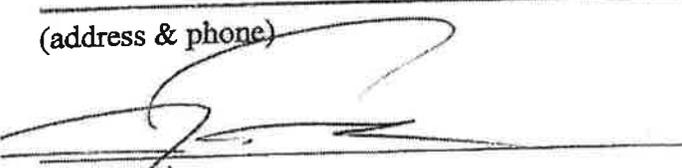
Thank you.

SMOKIN' JOE'S

(business name)

1608 E. WASHINGTON ST. COLTON, CA

(address & phone)


(signature)

10-4-16
(date)

JALAL TAHER

(name printed)

OWNER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

Cooley Ranch Dental

(business name)

1636 Washingtonst

(address & phone)

909) 825-3210

Melinda Guerra

(signature)

10/04/16

(date)

Melinda Guerra

(name printed)

D. A

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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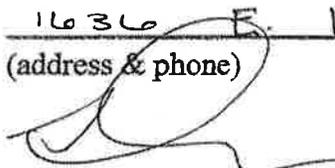
Thank you.

Cooley Ranch Dental

(business name)

1636 E. Washington St.

(address & phone)



(signature)

10/04/16

(date)

Tina Phay

(name printed)

Office Manager

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Bobby Martinez

(business name)

1699 E Washington St

(address & phone)

Bobby Martinez

(signature)

10/4/14

(date)

Bobby Martinez

(name printed)

Resident

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Tina Lynn Wilson
(business name)

1649 E. Washington St. Colton, CA 95321
(address & phone)

Tina Lynn Wilson
(signature)

06-17-2016
(date)

Tina Lynn Wilson
(name printed)

Business Owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Chris Meyer

(business name)

11699 E Washington St #1277

(address & phone)

(signature)

10-4-2016
(date)

Christopher E Meyer
(name printed)

Resident
(title)

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Thank you.

Doris Adams

(business name)

1150 South Meadow Lane # 68

(address & phone)

D Adams

(signature)

(date)

10/04/16

D. Adams

(name printed)

(title)

Resident

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*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

Dee Miller
(business name)

1150 S. Meadow Ln #2 Cotton, Ca
(address & phone)

Dee Miller
(signature)

Oct 4, 2016
(date)

Dee Miller
(name printed)

Request
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

Sheree McShan 1315 S meadow Ln Apt 268, Colton CA 92324



10/5/16
(date)

Sheree McShan

Resident
(title)

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Thank you.

7-Eleven
(business name)

1035 S. Mt. Vernon Ave
(address & phone)

[Signature]
(signature)

10-3-16
(date)

FAWAD SAIF
(name printed)

owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

I respectfully request that the city does not approve additional off-sale liquor licenses as more off-sale licenses will discourage current and potential customers from patronage of my business and our community. As business and/or property owners we work hard at maintaining our properties, by spending money on landscaping and cleaning so our shopping centers are attractive to our customers, and provide a safe and comfortable service experience.

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Thank you.

Island breeze Jamaican Cuisine
(business name)

1035 S. Mt Vernon Ave Colton 92324
(address & phone)

[Signature]
(signature)

10-3-16
(date)

Shara Dyce
(name printed)

owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you

Hip Hop Barber Salon
(business name)

1035 S. mtvernon Ave, Colton, CA 92324 (909) 777-0181
(address & phone)


(signature)

10-3-16
(date)

Midred Sloan
(name printed)

Owen
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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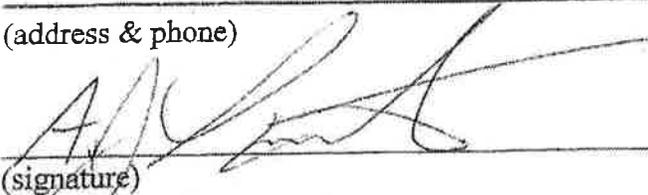
Thank you.

HIP HOP BARBERSHOP

(business name)

1035 S MT VERNON

(address & phone)



(signature)

10-3-16

(date)

G.S. [unclear]

(name printed)

BARBER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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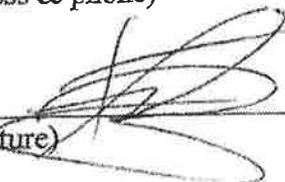
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Thank you.

Hip Hop Barber Shop
(business name)

1035 S Mt Vernon Ave Colton CA
(address & phone)


(signature)

Oct, 5th 2016
(date)

Marcus Fairly
(name printed)

Barber
(title)

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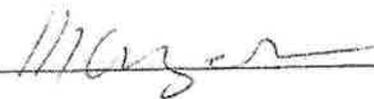
Mental Health System
(business name)

1076 Santa Antonio Ave Suite B. Co Hwy, CA 92324
(address & phone)


(signature)

10-3-16
(date)

Jewell Ewood
(name printed)


(title)

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City Council & Planning Commission*

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Thank you.

Hip Hop Barber Shop

(business name)

1035 S. MT VERNON

(address & phone)

Robert Thompson

(signature)

10/3/16

(date)

Robert Thompson

(name printed)

Barber

(title)

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Thank you.

LEE'S NAIL & SPA

(business name)

1705 E Washington St 102 B

(address & phone)

Thamara

(signature)

10-3-16

(date)

YIANKH SON

(name printed)

Owner

(title)

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Thank you.

Colton Hand Car Wash and Complete auto Detailing
(business name)

1703 E. Washington St. Colton CA. 92324
(address & phone)

M. S. J.
(signature)

October 3, 2016
(date)

SFERI MOUSIRAN
(name printed)

Owner
(title)

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Thank you.

Beautiful Diva Hair Salon
(business name)

1705 Washington St Suite 107
(address & phone)

Tanai R. Hicks
(signature)

10/3/16
(date)

Tanai R. Hicks
(name printed)

Owner
(title)

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Thank you.

SUNNY BEAUTY SUPPLY

(business name)

1705 E. WASHINGTON #101

(address & phone)

10/3/2016

(date)

(signature)

Yeon S. Kim

(name printed)

OWNER

(title)

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City Council & Planning Commission*

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Thank you.

S + A CHECKS CASHING

(business name)

1705 E. WASHINGTON ST. COLTON CA 92329

(address & phone)

[Signature]

(signature)

10-3-16

(date)

AKRAM HOSAIN

(name printed)

MANAGER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

7-Eleven
(business name)

1035 S. Mt. Vernon Ave
(address & phone)

[Signature]
(signature)

10-3-16
(date)

FAWAD SAIF
(name printed)

owner
(title)

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Thank you.

Hip Hop Barber Salon
(business name)

1035 S. mt verao Ave, Colton, CA. 92324 (909) 777-0181
(address & phone)


(signature)

10-3-16
(date)

Midred Sloan
(name printed)

owner
(title)

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Thank you.

Island breeze Jamaican cuisine
(business name)

1035 S. mt Vernon Ave Colton 92324
(address & phone)


(signature)

10-3-16
(date)

Shana Dyce
(name printed)

owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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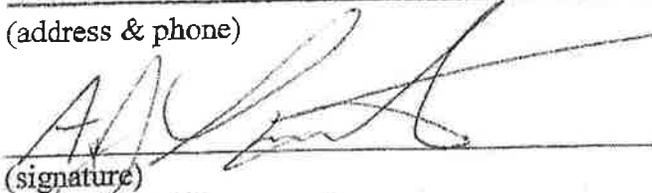
Thank you.

HIP HOP BARBERSHOP

(business name)

1035 S MT VERNON

(address & phone)



(signature)

10-3-16

(date)

J.S. [unclear]

(name printed)

BARBER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

Hip Hop Barber Shop
(business name)

1035 S Mt Vernon Ave Colton CA
(address & phone)

(signature)

Oct, 5th 2016
(date)

Marcus Fairly
(name printed)

Barber
(title)

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City Council & Planning Commission*

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Thank you

Hip Hop Barber Shop

(business name)

1035 S. MT VERNON

(address & phone)



(signature)

10/3/16

(date)

Robert Thompson

(name printed)

Barber

(title)

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City Council & Planning Commission*

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Thank you.

Mental Health System
(business name)

1076 Santa Antonio Ave Suite B. 92324
(address & phone) Colton, CA

[Signature]
(signature)

11-3-16
(date)

Jewell Ewood
(name printed)

Mayor
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

LEE'S NAIL & SPA

(business name)

1705 E Washington St 102 B

(address & phone)

Thinh

(signature)

10-3-16

(date)

THINH SON

(name printed)

Owner

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Colton Hand Car Wash and Complete auto Detailing
(business name)

1703 E. Washington St. Colton CA. 92324
(address & phone)

M. S. J.
(signature)

October 3, 2016
(date)

SERJ MOUSIRAN
(name printed)

Owner
(title)

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Thank you.

SUNNY BEAUTY SUPPLY

(business name)

1705 E. WASHINGTON #101

(address & phone)

[Signature]

(signature)

10/3/2016

(date)

Yoon S. Kim

(name printed)

OWNER

(title)

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Thank you.

Beautiful Diva Hair Salon
(business name)

1705 Washington St Suite 107
(address & phone)

Tanni R. AHS
(signature)

10/3/16
(date)

Tanni R. AHS
(name printed)

Owner
(title)

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Thank you.

S + A CHECKS CASHING

(business name)

1765 E. WASHINGTON ST. COLTON CA. 92329

(address & phone)



(signature)

10-3-16

(date)

JERRY HOSPIN

(name printed)

MANAGER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

7-Eleven

(business name)

1035 S. Mt. Vernon Ave

(address & phone)

[Signature]

(signature)

10-3-16

(date)

FAWAD SAIF

(name printed)

OWNER

(title)

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Thank you.

Colton Hand Car Wash and Complete auto Detailing
(business name)

1703 E. Washington St. Colton CA. 92324
(address & phone)

M. S. J.
(signature)

October 3, 2016
(date)

SFERI MOUSIRAN
(name printed)

Owner
(title)

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SUNNY BEAUTY SUPPLY

(business name)

1705 E. WASHINGTON #101

(address & phone)

[Signature]

(signature)

10/3/2016

(date)

Yeon S. Kim

(name printed)

OWNER

(title)

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(business name)

1705 Washington St Suite 107
(address & phone)

Tanni K. Aikas
(signature)

10/3/16
(date)

Tanni K. Aikas
(name printed)

Owner
(title)

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Thank you.

S + A CHECKS CASHING

(business name)

1765 E. WASHINGTON ST. COLTON CA 92329

(address & phone)



(signature)

10-3-16

(date)

AKRAM HOSAIN

(name printed)

MANAGER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

Petition to City of Colton City Council & Planning Commission

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Thank you.

LEE'S NAIL & SPA

(business name)

1705 E Washington St 102 B

(address & phone)

Thamh Son

(signature)

10-3-16

(date)

THAMH SON

(name printed)

Owner

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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Thank you.

Mental Health System
(business name)

1076 Santo Antonio Ave Suite B. Co Hwy, CA 92324
(address & phone)

[Signature]
(signature)

10-3-16
(date)

Jamell Ewood
(name printed)

Mayor
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

Hip Hop Barber Shop

(business name)

1035 S. MT VERNON

(address & phone)



(signature)

10/3/16

(date)

Robert Thompson

(name printed)

Barber

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

Petition to City of Colton City Council & Planning Commission

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Thank you.

Hip Hop Barber Shop
(business name)

1035 S Mt Vernon Ave Colton CA
(address & phone)


(signature)

Oct, 5th 2016
(date)

Marcus Fairly
(name printed)

Barber
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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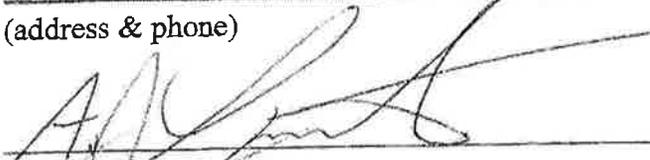
Thank you

HIP HOP BARBERSHOP

(business name)

1035 S MT VERNON

(address & phone)



(signature)

10-3-16

(date)

G.S. LAWRENCE

(name printed)

BARBER

(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

Island breeze Jamaican cuisine
(business name)

1035 S. mt Vernon Ave Colton 92324
(address & phone)

[Signature]
(signature)

10-3-16
(date)

Shara Dyce
(name printed)

owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

*Petition to City of Colton
City Council & Planning Commission*

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Thank you.

Hip Hop Barber Salon
(business name)

1035 S. Mt Vernon Ave, Colton, CA. 95324 (909) 777-0181
(address & phone)


(signature)

10-3-16
(date)

Midred Sloan
(name printed)

owner
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

7-Eleven
(business name)

1035 S. Mt. Vernon Ave
(address & phone)

[Signature]
(signature)

10-3-16
(date)

FAWAD SAIF
(name printed)

OWNER
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

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City Council & Planning Commission*

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Thank you.

Cooley Ranch Elementary School
(business name)

1000 So. Cooley Dr., Colton CA 92324
(address & phone)

Judy Seates
(signature)

Judy Seates
(name printed)

10/6/2016
(date)

Principle
(title)

WE DO NOT NEED ANOTHER LIQUOR STORE!!!

Copies of signed petition in support of request

Attachments 4

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time, and for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it is so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name JASMINE MONTEZ
Address 933 FAIRWAY
Phone _____
Signature Jasmine Montez
Date 10/25/16

Petition to City of Colton Planning Commission

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Please uphold Circle K to upgrade their license as we do!

Name Francisco Santos
Address 889 Louisa St
Phone 709 645 9196
Signature [Handwritten Signature]
Date 12/25/16

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Name JESUS Fuentes
Address 1080 Porter St SAPHANADINO CA 92307
Phone 909 674 9712
Signature J Fuentes
Date 10/25/16

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Please uphold Circle K to upgrade their license as we do!

Name MARK DGAS
Address 555 We die RD
Phone ---
Signature [Signature]
Date 10/25/14

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Please uphold Circle K to upgrade their license as we do!

Name Mack Steinberg
Address 1281 S Meadow Lane
Phone 651-280-8124
Signature 
Date 10-28-16

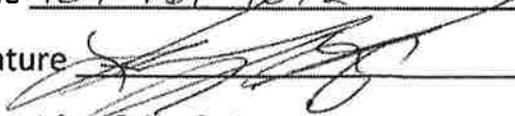
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Please uphold Circle K to upgrade their license as we do!

Name Kimberly Kemp
Address 1735 E. Washington st apt C22 Colton, CA 92324
Phone 909-961-1072
Signature 
Date 10-25-2016

Petition to City of Colton Planning Commission

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We know this store for a long time, and for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it is so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name Steven Ogando
Address 365 E. O ST
Phone 951 478-4402
Signature Steven Ogando
Date 10-25-16

Petition to City of Colton Planning Commission

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Name Stormi Phillips
Address 1333 Arche Canyon Rd.
Phone 909-264-3031
Signature 
Date 10-22-2016

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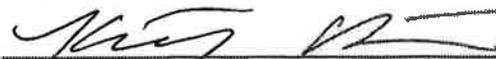
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Please uphold Circle K to upgrade their license as we do!

Name Kathy Butler

Address 1099 W Washington Str. 2813 Colton ^{CA} 92324

Phone 909-252-9254

Signature 

Date 10-25-16

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Name MATTHEW ROBINSON
Address 1315 S MEADOW LN
Phone (562) 668-1722
Signature 
Date 10-28-16

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Name BRIAN M Kinney
Address 2255 CAHUZUCA
Phone 909-345-4227
Signature B M Kinney
Date 10-25-16

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Name Eric Ruiz
Address _____
Phone 323 614 6409
Signature [Signature]
Date 10/25/16

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Name Tami Hazen
Address 2100 Westwood St
Phone (530) 209-8814
Signature Tami Hazen
Date 10-25-16

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Name Cleveland Hamell Jr
Address 1943 Middle Creed Rd Riverside
Phone 951 880-5211
Signature Cleveland Hamell Jr
Date 10-25-16

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Name Aubrey Gomez
Address 512 Meadow LN Colton. ca 92324
Phone 951 6231731
Signature Aubrey Gomez
Date 10-25-10

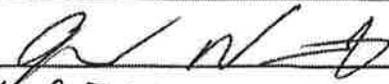
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Name Gerard Navarrete
Address 3489 Apt B 6TH ST Riverside CA 92501
Phone 951-378-1876
Signature 
Date 10.25.16

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Name Tiffany Flick
Address 3489 6th Street, Apt #B, Riverside, CA 92501
Phone 760-694-3125
Signature Tiffany Flick
Date 10-25-2016

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Name Paola Teran
Address 1700 Washington St.
Phone (909) 642-7361
Signature Paola Teran
Date 10.25.16

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Name Nalley Quintanilla
Address 1699 E. washinton st #3067 colton ca
Phone (909) 205 1939
Signature Nalley QA
Date 10.20.2016

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Name Cristian Nettel

Address 1699 E Washington

Phone (409) 380-9261

Signature 

Date 10.20.16

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Name Gustavo ALopez
Address _____
Phone (626) 956-5287
Signature Gustavo Lopez
Date 09/20/2016

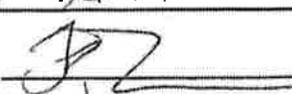
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Name Aina Björknesen
Address 1699 E. Washington St APT. 2140
Phone (909) 477-0226
Signature 
Date 10/20/16

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Name Ariela Petruescu
Address 1699 E. Washington st apt 2140
Phone (909) 677-0122
Signature Ariela
Date 10/20/16

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Name David Giorgadze
Address 2255 Cahulla st apt 157, Colton, CA, 92324
Phone 929-444-6688
Signature 
Date 10/22/2016

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Name Jesse Barajas
Address [Signature]
Phone _____
Signature [Signature]
Date _____

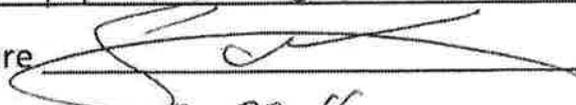
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Please uphold Circle K to upgrade their license as we do!

Name Clemente Saldana Jr.
Address 1332 MEADOW Lane #120
Phone 909-269-0038
Signature 
Date 10-20-16.

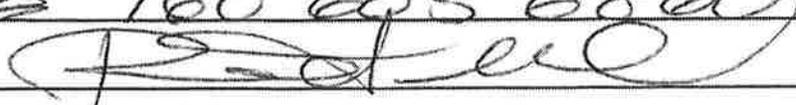
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Name Richard Moore
Address 8900 3rd Hesperia CA 92345
Phone 760 605 6860
Signature 
Date 10 20 16

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Name Chris Wallace
Address 1699 e. Washington st. Colton
Phone 909 551 6914
Signature C. Wallace
Date 10-20-16

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Name Anthony Abdama
Address 1907 Clear Creek Ln
Phone 909 528-3110
Signature Anthony Abdama
Date 10-20-2016

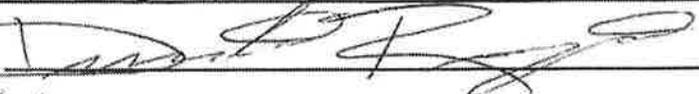
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Name Destia Rogers
Address 24450 Woodson Rd Colton CA
Phone 951-833-3522
Signature 
Date 12/20/16

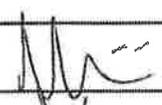
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Name SHAWN WELLS
Address 1096 PENNSYLVANIA AVE
Phone _____
Signature 
Date 10/20/16

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Name Liz McIntyre
Address 1699 E. Washington St. Colton
Phone 909 551 6915
Signature Liz McIntyre
Date 10-20-16

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MARY MURPHY
Name Mary Murphy
Address 1900 Pepper Tree Dr Colton, CA 92324
Phone (909) 48-4333
Signature Mary Murphy
Date 10/25/14

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Name Courtnee Brenner
Address 1333 Peach Canyon Rd.
Phone 570-802-1825
Signature C Brenner
Date 10-19-2016

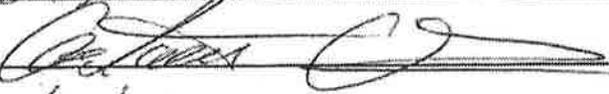
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Name Antonio Chaiela
Address 12145 Sanguis LN Moreno Valley
Phone 951 7839 5596
Signature 
Date 10/20/16

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Name Mark NAWCROW

Address 10 EAST WASHINGTON STREET.

Phone 041337115

Signature [Handwritten Signature]

Date 10 18 - 16.

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Name Craig McNeal
Address 1316 South meadow Ln apt 220
Phone 951-347-4378
Signature 
Date 10-20-16

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Name Branden
Address 1415 S meadow LN colton
Phone (909)-327-1370
Signature [Handwritten Signature]
Date 10/20/16

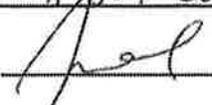
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Name Susan R. Scott
Address 1699 Washington St #2070
Phone 951-807-6687
Signature 
Date 10-20-16

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Name Jessica Busby
Address 1609 E WASHINGTON
Phone 909-206-3530
Signature [Handwritten Signature]
Date 10-20-16

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Name Angel Acas
Address 2741 Park Ave
Phone 909 1901 9248
Signature Angel Acas
Date 10-20-2016

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Name Felicia Carter
Address 1695 E. Washington St. #2254
Phone 909-273-1330
Signature Felicia Carter
Date 10/20/16

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Name JOSE LOPEZ
Address 1225 ATLANTA ST RIVERSIDE
Phone 909 824 0800
Signature JOSE LOPEZ
Date 10/20/16

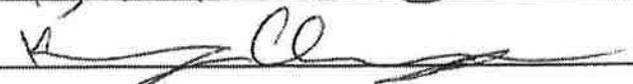
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Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name Kenneth Champagne
Address 2625 W. Baylor Cir
Phone 714) 404-9360
Signature 
Date 10/20/16

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time. And for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

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Please uphold Circle K to upgrade their license as we do!

Name Adonis Blanchard
Address 1171 Oakwood Dr
Phone 951-413-4477
Signature Adonis Blanchard
Date 10-17-16

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time. And for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name Thomas Mikolay
Address 1699 E. WASHINGTON COLTON CA 92324
Phone 1619-374-7084
Signature Tom Mikolay
Date 10/15/16

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time. And for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

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Please uphold Circle K to upgrade their license as we do!

Name KIEN RUTTON
Address 22627 Grand Terrace Rd 92313
Phone 951 318-808
Signature [Handwritten Signature]
Date 10-15-16

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time, and for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it is so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name Colton Hand Car Wash Sergey Mavrygin
Address 1703 E. Washington St. Suite D
Phone 818 284 7141
Signature 
Date 10-20-16

Petition to City of Colton Planning Commission

It came to our attention that City of Colton Planning Commission are going to deny the license upgrade from 20 to 21 (general liquor) to Circle K store located 1703 E Washington st., Colton, CA, 92324.

We know this store for a long time, and for all these years the store itself is very safe, friendly, and convenient. You can buy variety of things and you don't have to go anywhere else. Just one thing they don't sell is liquor. And we are glad they can start to sell it soon. This is why we decided to bring this petition. There are other liquor stores in this area, but it is so hard to go there just to buy one item. Plus, it is not so safe to cross major intersection on Washington street specially during the evening time. Also, those liquor stores have bad reputation and it is even scary to go there. On the other hand, Circle K has very well lit surroundings and it's safe there because there are usually a lot of people inside and outside. They have strict corporate regulations from big companies like Shell and Circle K about safety and service to the customers. It is hard to find anything comparable in the area, we can say only Stater Brothers, but it is not within a walking distance. So, why do we need to be without good corporate service and put ourselves in dangerous conditions to go to those liquor stores on the other side of Washington street if we can get it everything at Circle K?

Also we would like to mention, this is not a 1920s or 30s banning alcohol sales. We all know sad end of those regulation. Let the customers decide which place is better to go!

Please uphold Circle K to upgrade their license as we do!

Name Kristyn Roybal
Address 1008 Forest Dr. Colton CA 92324
Phone (909) 954-6182
Signature Kristyn Roybal
Date 10/23/16

Planning Commission Resolution No. R-37-16, Dated 10/25/16

Attachments 5

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2 **1. That the proposed use is not in accord with the General Plan, the objectives of this**
3 **title, and the purposes of the zone in which the site is located;**

4 The proposed new alcohol license for an existing car gasoline sales/convenience market
5 use is not in accord with the city's General Plan due an overconcentration of "off-sale"
6 licenses in the area. Specifically, Safety Element Policy D (Crime and Defensible
7 Space) - Principle 2, states "Develop inter-agency input, coordination, and review to
8 incorporate crime prevention techniques and methodology into the planning process."
9 ABC has determined that this census tract has an "undue concentration" of licenses.
10 Absent a special finding of public convenience or necessity, approval of the request
11 would further exacerbate an overconcentration of licenses and may impact crime
12 prevention, contrary to General Plan policy and principles.

13 The proposed use is also not in accord with the objectives of Title 18 (Zoning) of the
14 Colton Municipal Code. Specifically, the proposal is contrary to the objective in
15 Section 18.01.030.A4, which states: "To overcome present problems and effectively
16 manage future challenges that may result from the use and development of land and
17 property." By allowing more overconcentration of alcohol licenses in this area,
18 problems the Zoning Code was intended to overcome would be exacerbated.

19 **2. That the proposed use will be detrimental to the public health, safety or welfare, or**
20 **materially injurious to properties or improvements in the vicinity;**

21 The proposed use will be detrimental to the public health, safety or welfare, or
22 materially injurious to properties or improvements in the vicinity since there already
23 exists an overconcentration of alcoholic licenses in the area with three "off-sale" Type
24 21 licenses within a quarter mile of the subject site, including one (DJS Liquor at 1648
25 E. Washington St.) located across the street.

26 Absent a special PCN finding by the Planning Commission, State law prohibits ABC
27 from issuing a license to the applicant due to "undue concentration" of alcohol licenses
28 in the census tract. "Undue concentration" limits exist in State law for a reason. Such a
situation necessarily presents circumstances that are considered detrimental to the public
health, safety or welfare. Only in those special circumstances where the Planning
Commission finds that the public would be significantly benefited by another alcohol
license in the census tract does the law allow more alcohol to be sold there. And, as
noted above, those special circumstances do not exist here.

29 **SECTION 2.** Based on the entire record and all written and oral evidence presented,
30 including the staff report, the Planning Commission finds that the required determination that
31 public convenience or necessity would be served by the issuance of said requested alcohol license
32 cannot be made based on the following:

33 The granting of an additional Type 21 off-sale license for a total of 9 within a census tract
34 where more than 4 off-sale license is considered an "undue concentration" by ABC will
35 not serve public necessity or convenience. The public is already provided opportunities to
36 purchase alcoholic beverages, specifically distilled spirits by three other businesses with
37 off-sale Type 21 licenses in the immediate vicinity (1/4 mile) of the subject site. One of
38 these businesses (DJS Liquor) is located directly across the street. Further, there are two

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other stores within a quarter mile distance of the applicant’s site where alcohol (distilled spirits) may be purchased (Stater Bros Market and Rite Aid). The only convenience the applicant proposes to provide that is not offered by these other three Type 21 licensees is that one may purchase gas and automotive services while also purchasing distilled spirits at the same site. However, when examining at the totality of the circumstances, this does not sufficiently increase convenience to the public to justify approval of another alcohol license in an already “over concentrated” census tract. Therefore, it has been determined that the public convenience or necessity is not served by approving additional alcohol sales in this area by the applicant.

SECTION 3. Based upon the findings set forth in Section 1 of this Resolution, the Planning Commission hereby denies this request for a **Conditional Use Permit** and does not make a **Determination regarding Public Convenience or Necessity** for the proposed use.

SECTION 4. The Planning Commission further finds that the project is exempt from CEQA as provided for Section 15061(b)(4) of the California Environmental Quality Act (CEQA) for any project rejected or disapproved by a public agency.

SECTION 5. This action by the Planning Commission shall be final unless an appeal of the action is filed with the City Clerk’s office in writing, pursuant to Section 18.58.100 of the Colton Municipal Code.

SECTION 6. The Secretary shall certify the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 25th day of October, 2016.

Planning Commission Chairperson
Richard Prieto

ATTEST:

Planning Commission Secretary
Mark R. Tomich, AICP

I hereby certify that the foregoing is a true copy of a Resolution adopted by the Planning Commission of the City of Colton at a meeting held on October 25, 2016, by the following vote of the Planning Commission:

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AYES:
NOES:
ABSENT:
ABSTAIN:

Planning Commission Secretary
Mark R. Tomich, AICP

Planning Commission Minutes for Meeting 10/11/16, Excerpt - Draft

Attachments 6

PROJECT DESCRIPTION: Amendments to Section 18.48.130 of the Colton Municipal Code (“Zoning Code”) to regulate the personal, medical, and commercial use of marijuana. This Ordinance is in anticipation of the potential adoption of the Adult Use of Marijuana Act (“AUMA”), Proposition 64 on the November 8, 2016 ballot.

PROPERTY LOCATION: Citywide

PRESENTED BY: Marco Martinez, City Attorney.

PUBLIC COMMENTS:

- None.

ENVIRONMENTAL DETERMINATION: The proposed ordinance is not a project within the meaning of Section 15378 of the State of California Environmental Quality Act (“CEQA”) Guidelines, because it has no potential for resulting in physical change in the environment, directly or indirectly. Furthermore, the activity is covered by the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

RECOMMENDATION: Staff recommends that the Planning Commission adopt:

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON RECOMMENDING TO THE CITY COUNCIL APPROVAL OF AMENDMENTS TO SECTION 18.48.130 OF THE COLTON MUNICIPAL CODE TO REGULATE THE PERSONAL, MEDICAL, AND COMMERCIAL USE OF MARIJUANA.

Motion and second by Commissioner Larson/ Commissioner Archuleta 7 to 0 to approve Resolution. Roll Call vote as follows; Ayes- Commissioner Archuleta, Commissioner Arrieta, Commissioner Delgado, Commissioner Granado-Dominguez, Commissioner Grossich, Commissioner Prieto, and Commissioner Larson. Noes- none.

G. PUBLIC HEARINGS:

1. FILE INDEX NUMBER: DAP-001-347 Sunoil Retail Group Inc.

APPLICANT: Sergey Vershinin

PROJECT DESCRIPTION: Conditional Use Permit Modification to upgrade from an existing Type 20 ABC alcohol license (off-sale beer and wine) to a Type 21 (off-sale beer, wine, and distilled spirits) and to remove barrier between market and dining area for an existing gas station/convenience market with a drive-thru on a lot measuring approximately 1.04 acres within the C-2 (General Commercial) Zone.

PROPERTY LOCATION: 1703 E. Washington Street
APN: 0164-263-46

PRESENTED BY: Steve Gonzales, Associate Planner

PUBLIC COMMENTS:

- Sergey Vershinin, applicant.
- Kathy Dunsmore, business owner.
- Florence Cash, resident and works in area.
- Azmat D Baksh, business owner.
- Wayne Hoxie, resident.
- Pete Anagnostopoulos, resident.
- Ron Combado, resident.
- Darren Bradshaw, resident.

ENVIRONMENTAL DETERMINATION: Categorical Exemption. Pursuant to CEQA Guidelines Section 15301 – Existing Facilities. This section pertains to existing facilities, categorically exempting from CEQA proposed projects that involve negligible or no expansion beyond what currently exists at the time of environmental determination.

RECOMMENDATION: Staff recommends that the Planning Commission adopt:

RESOLUTION NO. R-33-16 A RESOLUTION OF THE OF THE CITY OF COLTON PLANNING COMMISSION APPROVING MODIFICATION OF CONDITIONAL USE PERMIT TO UPGRADE FROM AN EXISTING TYPE 20 ABC ALCOHOL LICENSE (OFF-SALE BEER AND WINE) TO A TYPE 21 (OFF-SALE BEER, WINE, AND DISTILLED SPIRITS) AND TO REMOVE BARRIER BETWEEN MARKET AND DINING AREA FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE (FILE INDEX DAP-001-347).

Motion and second by Commissioner Archuleta /Commissioner Arrieta 6 to 0 to re-open public hearing, continue meeting to October 25, 2016, and direct staff to prepare Resolution of denial for consideration by the Commission. Roll call vote as follows: Ayes-Commissioner Archuleta, Commissioner Arrieta, Commissioner Delgado, Commissioner Granado-Dominguez, Commissioner Prieto, and Commissioner Larson. Commissioner Grossich recused himself from hearing due to potential conflict. Noes-None.

2. FILE INDEX NUMBER: DAP-001-354

APPLICANT: Tim Millington

PROJECT DESCRIPTION: Major Variance to allow for tandem parking on the existing driveway to meet the required parking for a property with an existing 1,136 square foot single-family home and a 780 square foot second dwelling unit on a lot measuring 8,000 sf and zoned as R-1 (Low Density Residential).

PROPERTY LOCATION: 840 Orange Grove Avenue
APN: 0164-082-15

PRESENTED BY: Steve Gonzales, Associate Planner

Planning Commission Minutes for Meeting 10/25/16, Excerpt - Draft

Attachments 7

COUNTY ASSESSOR PARCEL NO.: 0162-107-026

PRESENTED BY: Mario Suarez, Senior Planner

PUBLIC COMMENTS:

- None.

REQUEST: One-Year Time Extension Request (First) for approved Architectural and Site Plan Review (File Index No. DAP-001-244) to allow a private park – recreational facility – to include passive open space, picnic tables, open space area and walkways running along its eastern edge on property measuring approximately 8,167 net square feet located within the M-U/D (Mixed-Use/Downtown) Zone.

ENVIRONMENTAL DETERMINATION: Exempt pursuant to California Environmental Quality Act (CEQA) Section 15061(b) (3) due to the certainty that there is no possibility that the action (time extension) will have a significant effect on the environment.

STAFF RECOMMENDATION: Approval of the Time Extension First, setting a new expiration date of 10/25/2017.

Motion and second by Commissioner Larson/ Commissioner Archuleta 5 to 1. Commissioner Grossich stepped out due to conflict. Roll Call vote as follows; Ayes- Commissioner Archuleta, Commissioner Delgado, Commissioner Granado-Dominguez, Commissioner Prieto, and Commissioner Larson. Commissioner Grossich abstained from vote. Commissioner Arrieta absent. Noes-none.

G. PUBLIC HEARINGS:

1. FILE INDEX NUMBER: DAP-001-347 **Sunoil Retail Group Inc.**

APPLICANT: Sergey Vershinin

PROJECT DESCRIPTION: Conditional Use Permit Modification to upgrade from an existing Type 20 ABC alcohol license (off-sale beer and wine) to a Type 21 (off-sale beer, wine, and distilled spirits) and to remove barrier between market and dining area for an existing gas station/convenience market with a drive-thru on a lot measuring approximately 1.04 acres within the C-2 (General Commercial) Zone.

PROPERTY LOCATION: 1703 E. Washington Street
APN: 0164-263-46

PRESENTED BY: Steve Gonzales, Associate Planner

PUBLIC COMMENTS:

Opponents

- David Davila.
- Darren Bradshaw.

- Florence Cash.
- Kathy Dunsmore.

Proponents

- Richard Deanda.
- Karen Ladoda.
- Stormi Phillips.

ENVIRONMENTAL DETERMINATION: Categorical Exemption. Pursuant to CEQA Guidelines Section 15301 – Existing Facilities. This section pertains to existing facilities, categorically exempting from CEQA proposed projects that involve negligible or no expansion beyond what currently exists at the time of environmental determination.

RECOMMENDATION: Staff recommends that the Planning Commission adopt the following Resolutions:

RESOLUTION NO. R-33-16 - A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON APPROVING A CONDITIONAL USE PERMIT MODIFICATION (CUP) (DAP-000-894) TO REMOVE BARRIER BETWEEN MARKET AND DINING AREA FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE (FILE INDEX NO. DAP-001-347).

Motion and second by Commissioner Granado-Dominguez\Commissioner Archuleta 5 to 1 to approve as recommended. Commissioner Grossich stepped out due to conflict. Roll Call vote as follows; Ayes-Commissioner Archuleta, Commissioner Delgado, Commissioner Granado-Dominguez, Commissioner Prieto, and Commissioner Larson. Commissioner Grossich abstained from vote. Commissioner Arrieta absent. Noes-none.

RESOLUTION NO. R-37-16 - A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF COLTON DENYING A CONDITIONAL USE PERMIT MODIFICATION TO ALLOW OFF-SALE ALCHOHOL SALES (TYPE 21) ABC LIQUOR LICENSE TO REPLACE AN EXISTING TYPE 20 LICENSE FOR AN EXIISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WTININ THE C-2 (GENERAL COMMERCIAL) ZONE LOCATED AT 1703 E. WASHINGTON STREET. (FILE INDEX NO: DAP-001-347).

Motion and second by Commissioner Larson\Commissioner Delgado 5 to 0 to approve denial as recommended. Commissioner Grossich stepped out due to conflict. Roll Call vote as follows; Ayes-Commissioner Archuleta, Commissioner Delgado, Commissioner Granado-Dominguez, Commissioner Prieto, and Commissioner Larson. Commissioner Grossich abstained from vote. Commissioner Arrieta absent. Noes-none.

Draft City Council Resolution R-121-16

Attachments 8

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RESOLUTION NO. R-121-16

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON DENYING AN APPEAL AND UPHOLDING THE DENIAL (FILE INDEX NO.: DAP-001-347) BY THE PLANNING COMMISSION OF A CONDITIONAL USE PERMIT MODIFICATION (CUP) TO ALLOW OFF-SALE ALCOHOL SALES (TYPE 21) ABC LIQUOR LICENSE TO REPLACE AN EXISTING TYPE 20 LICENSE FOR AN EXISTING GAS STATION/CONVENIENCE MARKET WITH A DRIVE-THRU ON A LOT MEASURING APPROXIMATELY 1.04 ACRES WITHIN THE C-2 (GENERAL COMMERCIAL) ZONE LOCATED AT 1703 E. WASHINGTON STREET. (FILE INDEX NO: DAP-001-371)

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WHEREAS, an application (File Index No. DAP 001-347) was filed with the City of Colton by Sergey Vershinin for Shell Circle K Store (hereinafter "Property Owner/ Applicant") for a Conditional Use Permit Modification ("CUP") to allow Off-sale General Alcohol sales (Type 21) ABC liquor license to replace and existing Type 20 license for an existing gas station/convenience market with a drive-thru on a lot measuring approximately 1.04 acres within the C-2 (General Commercial) Zone and located at 1703 E. Washington Street (hereinafter "Subject Property"); and

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WHEREAS, upon review of said application, it was found that the subject site is located within an area (Census Tract No. 71.09) identified as having an "undue concentration" of alcohol licenses, as defined by Alcoholic Beverage Control (ABC), and, therefore, a **Determination regarding Public Convenience or Necessity ("PCN")**, pursuant to Section 23958.4(b)(2) of the California Business & Professions Code, is required as part of consideration of the conditional use permit for the requested alcohol license to be issued for said Project; and

WHEREAS, on October 11, 2016 and on October 25, 2016, the Planning Commission of the City of Colton held a duly noticed public hearing at which time all persons wishing to testify in connection with the application were heard and the Application was comprehensively reviewed; and

WHEREAS, a staff report was prepared for the application and the Planning Commission found it to be true, adopted as Findings and incorporated in this Resolution; and

WHEREAS, on October 25, 2016, the Planning Commission, by a vote of 5-to-0, adopted **Planning Commission Resolution No. R-37-16** denying the application; and

WHEREAS, a timely appeal by the applicant ("Appellant") of the Planning Commission's denial was received by the City Clerk ("Appeal") consistent with procedures contained in Section 18.58.100 of the Colton Municipal Code; and

WHEREAS, on December 6, 2016, the City Council of the City ("City Council") conducted a duly noticed public hearing on the Appeal at which time all persons wishing to testify in connection with the Appeal were heard, and the Appeal was comprehensively reviewed and considered; and

WHEREAS, pursuant to the Guidelines for the California Environmental Quality Act ("CEQA"), the proposed project is Categorically Exempt under Article 19, Section 15301 (Existing Facilities), Class 1 of the State CEQA Guidelines; and

WHEREAS, all other legal prerequisites to the adoption of this Resolution have occurred.

1 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY**
2 **OF COLTON:**

3 **SECTION 1.** The Recitals set forth above are true and correct and are incorporated herein
4 by reference.

5 **SECTION 2.** Based on the entire record before the City Council and all written and oral
6 evidence presented, including the staff report, the City Council finds that the findings required
7 for the issuance of a conditional use permit cannot be made based on the following:

- 8 **1. That the proposed use is not in accord with the General Plan, the objectives of this**
9 **title, and the purposes of the zone in which the site is located;**

10 The proposed new alcohol license for an existing car gasoline sales/convenience market
11 use is not in accord with the city's General Plan due an overconcentration of "off-sale"
12 licenses in the area. Specifically, Safety Element Policy D (Crime and Defensible
13 Space) - Principle 2, states "Develop inter-agency input, coordination, and review to
14 incorporate crime prevention techniques and methodology into the planning process."
15 ABC has determined that this census tract has an "undue concentration" of licenses.
16 Absent a special finding of public convenience or necessity, approval of the request
17 would further exacerbate an overconcentration of licenses and may impact crime
18 prevention, contrary to general plan policy and principles.

19 The proposed use is also not in accord with the objectives of Title 18 (Zoning) of the
20 Colton Municipal Code. Specifically, the proposal is contrary to the objective in
21 Section 18.01.030.A4, which states: "To overcome present problems and effectively
22 manage future challenges that may result from the use and development of land and
23 property." By allowing more overconcentration of alcohol licenses in this area,
24 problems the Zoning Code was intended to overcome would be exacerbated.

- 25 **2. That the proposed use will be detrimental to the public health, safety or welfare, or**
26 **materially injurious to properties or improvements in the vicinity;**

27 The proposed use will be detrimental to the public health, safety or welfare, or
28 materially injurious to properties or improvements in the vicinity since there already
exists an overconcentration of alcoholic licenses in the area with three "off-sale" Type
21 licenses within a quarter mile of the subject site, including one (DJS liquor at 1648
E. Washington St.) located across the street.

Absent a special PCN finding by the Planning Commission, State law prohibits ABC
from issuing a license to the applicant due to "undue concentration" of alcohol licenses
in the census tract. "Undue concentration" limits exist in State law for a reason. Such
a situation necessarily presents circumstances that are considered detrimental to the
public health, safety or welfare. Only in those special circumstances where the
Planning Commission finds that the public would be significantly benefited by another
alcohol license in the census tract does the law allow more alcohol to be served there.
And, as noted above, those special circumstances do not exist here.

SECTION 3. Based on the entire record and all written and oral evidence presented,
including the staff report, the City Council finds that the required determination that public
convenience or necessity would be served by the issuance of said requested alcohol license
cannot be made based on the following:

The granting of an additional Type 21 off-sale license for a total of 9 within a census tract

1 where more than 4 off-sale license is considered an “undue concentration” by ABC will
2 not serve public necessity or convenience. The public is already provided opportunities
3 to purchase alcoholic beverages, specifically distilled spirits by three other businesses
4 with off-sale Type 21 licenses in the immediate vicinity (1/4 mile) of the subject site.
5 One of these businesses (DJS Liquor) is located directly across the street. Further, there
6 are two other stores within a quarter mile distance of the applicant’s site where alcohol
7 (distilled spirits) may be purchased (Stater Bros Market and Rite Aid). These provide
8 two other outlets for alcohol sales. The only convenience the applicant provides that is
9 not offered by these other three Type 21 licensees is that one may purchase gas and
10 automotive services while also purchasing distilled spirits at the same site. However,
11 when looking at the totality of the circumstances, this does not sufficiently increase
12 convenience to the public to justify approval of another alcohol license in an already “over
13 concentrated” census tract. Therefore, it has been determined that the public convenience
14 or necessity is not served by approving additional alcohol sales in this area by the
15 applicant.

16 **SECTION 4.** Based on the entire record before the City Council, all written and oral
17 evidence presented, and the findings set forth in Sections 1, 2, and 3 made in this Resolution, the
18 City Council hereby denies the **Appeal** and **upholds** the decision of the

19 Planning Commission denying the application (DAP-001-347) for a
20 Conditional Use Permit and Determination that **Public Convenience or Necessity** is not served by
21 the proposed use.

22 **SECTION 5.** The City Council further finds that the project is exempt from CEQA as
23 provided for Section 15061(b)(4) of the California Environmental Quality Act (CEQA) for any
24 project rejected or disapproved by a public agency.

25 **SECTION 6.** The City Clerk shall certify to the adoption of this Resolution.

26 **SECTION 7.** This Resolution shall become effective immediately upon its adoption.

27 **PASSED, APPROVED AND ADOPTED this 6th day of DECEMBER, 2016.**

28 RICHARD A. DELAROSA, Mayor

ATTEST:

CAROLINA R. PADILLA
City Clerk



ITEM NO. 9

STAFF REPORT

DATE: DECEMBER 6, 2016
TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: BILL SMITH, CITY MANAGER *BS*
PREPARED BY: MARK TOMICH, DEVELOPMENT SERVICES DIRECTOR *MT*
SUBJECT: DAP-001-305. A SPECIFIC PLAN AMENDMENT (SPECIFIC PLAN AMENDMENT NO. 1) FOR VARIOUS AMENDMENTS TO THE COLTON'S HUB CITY CENTRE SPECIFIC PLAN (CHCCSP), INCLUDING A RES-M-1 (RESIDENTIAL MEDIUM-1) LAND USE DESIGNATION, AND A GENERAL PLAN AMENDMENT TO THE MOBILITY ELEMENT IN ORDER TO DEVELOP A NEW COMPACT RESIDENTIAL DEVELOPMENT LOCATED IN THE NORTHWEST PORTION OF THE CHCCSP PROJECT AREA.

RECOMMENDED ACTION

In order to comply with required public notice requirement, staff requests this agenda item be continued to December 20, 2016 City Council Meeting.

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STAFF REPORT

ITEM NO. 10

DATE: DECEMBER 6, 2016
TO: HONORABLE MAYOR AND CITY COUNCIL MEMBERS
FROM: CARLOS CAMPOS, CITY ATTORNEY
SUBJECT: EMPLOYMENT AGREEMENT FOR THE EXECUTIVE ADMINISTRATOR TO THE MAYOR AND BUDGET RESOLUTION R-116-16 INCREASING THE GENERAL FUND APPROPRIATIONS IN THE CITY COUNCIL OFFICE

RECOMMENDED ACTION

It is recommended that the City Council approve, 1) the Employment Agreement between the City of Colton and the Executive Administrator to the Mayor and Council, and 2) Resolution R-116-16 increasing the general fund appropriations in the City Council Office by \$9,771.42 for fiscal year 2016-2017.

BACKGROUND

The Executive Administrator to the Mayor and Council may sometimes be called to perform duties above and beyond normal duties of the position. In order to provide for such duties and any corresponding compensation and/or benefits, it is necessary for the City to enter into a separate employment agreement with the Executive Administrator to the Mayor and Council. The terms of such agreement will take precedence over any differing or conflicting provisions of the Compensation and Benefits Resolution for Non-Represented Confidential Group Employees of the City of Colton.

At present, the City lacks the ability to compensate the Executive Administrator to the Mayor and Council for duties performed that are above and beyond the normal duties of the position. City staff recommends that the City adopt the proposed employment agreement in order to remedy this issue of not compensating the Executive Administrator to the Mayor and Council for such additional duties performed.

ISSUES/ANALYSIS

The proposed employment agreement is between the City and the Executive Administrator to the Mayor and Council. If adopted, the employment agreement would do the following:

- Provide bonus compensation in the amount of \$17,100 to the Executive Administrator to the Mayor and Council for duties performed that are above and beyond the normal duties of the position; and

- Take precedence over any differing or conflicting provisions of the Compensation and Benefits Resolution for Non-Represented Confidential Group Employees of the City of Colton; and
- Be effective on December 23, 2016 and terminate on December 31, 2017; in order to allow the proposed ordinance amending section 2.04.040 to become effective.

Moreover, since The budget for fiscal year 2016-17 has been approved by City Council, it must now be amended to increase General Fund appropriations in the City Council Office by \$9,771.42 due to the anticipated approval of the Employment Agreement. The adopted fiscal year 2016-17 General Fund budget was balanced and met the ten percent (10%) reserve requirement. Sufficient funds are available in the General Fund unappropriated reserves to accommodate this request but the action would require City Council to appropriate funds in excess of the General Fund reserve requirement.

FISCAL IMPACTS

Approval of the Employment Agreement with the Executive Administrator to the Mayor and Council would have a General Fund fiscal impact of \$17,100.00: \$9,771.42 in fiscal year 2016-17 and \$7,328.58 in fiscal year 2017-18. Adoption of Resolution R-116-16 will appropriate \$9,771.42 in account number 100-6000-6000-1101, Non-PERSable Benefits, from General Fund reserves in excess of the General Fund reserve requirement to accommodate for the fiscal year 2016-17 fiscal impact. The additional \$7,328.58 will be included in the fiscal year 2017-18 budget.

ALTERNATIVES

None.

ATTACHMENTS

1. Employment Agreement for the Executive Administrator to the Mayor and Council, and
2. Resolution R-116-16.

CITY OF COLTON
EMPLOYMENT AGREEMENT
FOR
EXECUTIVE ADMINISTRATOR TO THE MAYOR AND COUNCIL
(ADELFA FLORES)

1. PARTIES AND DATE.

This Agreement (hereinafter referred to as the "Agreement") is made and entered into this 23rd day of December, 2016 by and between the CITY OF COLTON, a municipal corporation (hereinafter referred to as "City") and Adelfa Flores (hereinafter referred to as "Employee"), in order to provide in writing the terms and conditions of employment for Executive Administrator to the Mayor and Council. City and Employee are sometimes individually referred to herein as "Party" and collectively as "Parties" throughout this Agreement.

2. RECITALS.

2.1 Executive Administrator to the Mayor and Council.

Employee has been employed as the Executive Administrator to the Mayor and Council for the City of Colton. City desires to continue to employ the services of Employee as Executive Administrator to the Mayor and Council for the City of Colton, and Employee desires to accept the continued employment in said position. In addition, Employee has performed services above and beyond the duties of her position of Executive Administrator to the Mayor and Council, and will likely continue performing such services. This agreement is designed to set forth the terms of Employee's employment and to compensate her for any such additional services.

2.2 Terms of Employment.

It is the desire of the Parties through this Agreement to provide for certain benefits, establish conditions of employment, and to set working conditions for Employee.

3. TERMS.

3.1 Employment.

Pursuant to City of Colton Municipal Code section 2.04.040, the City hereby agrees to continue to employ Employee as the Executive Administrator to the Mayor and Council and Employee agrees and does accept such continued employment, upon the terms and conditions set forth herein.

3.2 Duties.

3.2.1 Designated Duties. Employee hereby agrees to perform the functions and duties of Executive Administrator to the Mayor and Council. Employee shall also perform other legally permissible and proper duties and functions as the City Council shall from time to time assign. Employee further agrees to perform all such functions and duties to the best of her ability and in an efficient and competent manner.

3.2.2 Control and Supervision. Employee shall serve at the will and pleasure of the City Council, and will be under the City Council's day-to-day supervision and direction.

3.2.3 City Council Meetings. Employee shall attend all City Council meetings, unless excused or directed otherwise.

3.2.4 Moonlighting. Employee will focus her professional time, ability, and attention on City business during the term of this Agreement. To the extent consistent with applicable law, Employee shall not engage in any other business duties or pursuits whatsoever or, directly or indirectly, render any services of a business, commercial, or professional nature to any other person or organization, whether for compensation or otherwise, without the prior consent of the City Council, except that:

(1) The expenditure of reasonable amounts of time not in conflict with the City's needs and interests, for educational, charitable, community, and professional activities, shall not be deemed a breach of this Agreement and shall not require prior consent.

(2) This Agreement shall not be interpreted to prohibit Employee from making passive personal investments or conducting private business affairs if those activities do not materially interfere with the services required under this Agreement or create conflicts of interest.

3.2.5 City Documents. All data, studies, reports and other documents prepared by Employee while performing her duties during the term of this Agreement shall be furnished to and become the property of the City, without restriction or limitation on their use. All ideas, memoranda, specifications, plans, procedures, drawings, descriptions, computer program data, input record data, written information, and other materials either created by or provided to Employee in connection with the performance of this Agreement shall be held confidential by Employee. Such materials shall not, without the prior written consent of the City Council, be used by Employee for any purposes other than the performance of her duties. Nor shall such materials be disclosed to any person or entity not connected with the performance of services under this Agreement, except as required by law.

3.3 Term.

Subject to the termination provisions in Section 3.4, the Term of this Agreement shall commence on December 23, 2016 and shall terminate on December 31, 2017. Upon termination of this Agreement, Employee intends to voluntarily resign from her position as Executive Administrator to the Mayor and Council with the City. Employee's voluntary resignation will be effective simultaneously with the termination of this Agreement on December 31, 2017.

3.4 Termination; Severance Payment.

3.4.1 Termination. The Parties hereby expressly agree that the employment relationship created by this Agreement is "at-will" and that Employee serves at the will and pleasure of the City Council. Nothing in this Agreement, any statute, ordinance, or rule shall prevent, limit or otherwise interfere with the right of the City Council, by super majority vote of five (5) members, to terminate, without cause or right of appeal or grievance, except for those rights expressly set forth in this Section 3.4, the services of the Employee at any time during the Term of this Agreement. Accordingly, Employee agrees that this Agreement sets forth the only terms and conditions applicable to the termination of her employment.

3.4.2 Accrued and Unused Vacation/Sick/Admin Leave. Notwithstanding anything to the contrary stated herein, if Employee is terminated either with or without cause, Employee shall be entitled to be compensated for her (1) accrued and unused vacation leave through the effective date of termination, (2) accrued and unused sick leave in accordance with Article IV, Section 9 of the Confidential Unit Benefit Resolution, and (3) the lesser of the balance of unused Administrative Leave or the balance of the remaining available cash out hours available in accordance with Article IV, Section 1 of the Confidential Unit Benefit Resolution.

3.4.3 Automatic Termination. This Agreement, and Employee's employment, shall automatically terminate and Employee shall not be entitled to any Severance Payment upon the happening of any of the following events:

- (1) Upon mutual agreement in writing by both Parties to terminate this Agreement.
- (2) Upon thirty (30) days' notice of resignation given to City by Employee.
- (3) Upon the death of Employee.
- (4) When Employee has been unable to perform all or substantially all of the essential functions of her position, with or without reasonable accommodation, due to illness or other disability for a period of three (3) months.
- (5) Upon the natural expiration of the Term of the Agreement.

3.4.4 Termination Without Cause; Severance Payment. This Agreement, and Employee's employment, may be terminated without prior notice at any time, with or without cause, by the City Council, by super majority vote of five (5) members of the Council. In the event Employee is terminated, other than under an Automatic Termination instance as provided for in Section 3.4.3 above or a Termination for Cause pursuant to Section 3.4.5 below, and at such time as Employee is willing and able to perform her duties under this Agreement, Employee shall be entitled to, in compliance with Government Code sections 3511.2 and 53260, a severance payment of three (3) months of base salary ("Severance Payment"). In no event shall the amount of severance exceed the value of three (3) months' base salary or the value of base salary remaining to be paid on the unexpired Term of this Agreement, whichever is less. The Severance Payment shall be Employee's sole remedy for a termination without cause.

3.4.5 Termination for Cause; Procedure. Except as provided for in Subsection (7) below, in the event Employee is terminated for cause, City shall have no obligation to pay the Severance Payment described in Section 3.4.4 above.

(1) Upon termination for cause, the City shall deliver to Employee a written specification of the charges or other reasons upon which "cause" is alleged.

(2) Employee shall then have five (5) business days to challenge such termination for cause by delivery of a written response to such specifications. Within such five (5) day period, Employee may also demand a hearing upon the specifications. Failure to submit a written response or demand a hearing within the five (5) business day period shall constitute a waiver of such right, and the City Council's determination shall be final.

(3) If a written response is submitted but no hearing is demanded, the City Council shall review its decision, in closed session in accordance with Government Code section 54057, based upon Employee's written response. However, any determination by the City Council, by super majority vote of five (5) Council members, after reviewing such written response, shall be final and without right of appeal.

(4) If a hearing is demanded, such hearing shall be held before an independent hearing officer to be mutually agreed upon by the Parties, or if no agreement can be reached, the hearing officer shall be selected from a list provided by the State Mediation and Conciliation Service (SMCS). The mutual selection of a hearing officer shall be accomplished within ten (10) calendar days following notice of Employee's request for a hearing. If the Parties cannot mutually agree on a hearing officer within the requisite time period, then the Parties shall request a list of five (5) hearing officers from SMCS. The Parties shall then take turns eliminating names from the list until one remains. The remaining name shall then be the selected hearing officer. The fees of the hearing officer shall be advanced, in full, by the City. The decision of the hearing officer shall be binding and without right of appeal.

(5) The issues to be determined in the hearing shall be whether the specification(s) alleged constitute "cause" pursuant to this Agreement and whether the specification(s) are supported by a preponderance of the evidence.

(6) The Parties acknowledge that a requested hearing for cause shall be held at the earliest possible date, and to that extent, they shall cooperate in selecting a date for the hearing which shall be no later than sixty (60) days following the City's notice of termination for cause.

(7) In the event the hearing officer concludes in favor of Employee that no cause exists, Employee shall be entitled only to the appropriate amount of Severance Payment and benefits as she would have received if terminated without cause pursuant to Section 3.4.4 above. Employee shall not have any reinstatement rights.

3.4.6 Notice for Resignation. In the event Employee voluntarily resigns her position with City, Employee shall give City thirty (30) days' notice in advance, unless the Parties otherwise agree. Upon voluntary resignation, Employee shall be entitled only to those accrued and unused leave benefits specifically authorized to be cashed-out pursuant to the Confidential Group Resolution, but not to the Severance Payment described in Section 3.4.4 above.

3.4.7 Statutory Obligations; Abuse of Office or Position. Pursuant to Government Code Sections 53243, 53243.1 and 53243.2, which became effective on January 1, 2012, if Employee is convicted of a crime involving an abuse of her office or position, all of the following shall apply: (1) if Employee is provided with administrative leave pay pending an investigation, Employee shall be required to fully reimburse such amounts paid; (2) if the City pays for the criminal legal defense of Employee (which would be in its sole discretion, as it is generally not obligated to pay for a criminal defense), Employee shall be required to fully reimburse such amounts paid; and (3) if this Agreement is terminated, any cash settlement related to the termination that Employee may receive from the City shall be fully reimbursed to the City or void if not yet paid to Employee. For this Section, abuse of office or position means either: (1) an abuse of public authority, including waste, fraud, and violation of the law under color of authority; or (2) a crime against public justice, including a crime described in Title 7 commencing with section 92 of the Penal Code.

3.5 Base Salary.

3.5.1 Annual Base Salary. City shall compensate Employee at an annual base salary equal to eighty-seven thousand eight hundred and sixty-six and forty cents (\$87,866.40) per year, effective January 10, 2017. The base salary shall be payable bi-weekly at the same time as other employees of City are paid. The base salary shall be modified by any amount approved by the City Council in the Confidential Group Resolution, as described in Section 3.7.1 below. The salary may also be adjusted from time-to-time by the City Council, by majority vote, following a performance evaluation. Any reduction in salary shall be limited as provided for in the Confidential Group Resolution.

3.5.2 Bonus Compensation. Employee has performed services above and beyond the duties of her position of Executive Administrator to the Mayor and Council, and will likely continue performing such services. In order to compensate Employee for past services performed and for the continued performance of any such additional services, Employee will receive Seventeen Thousand One Hundred Dollars and no cents (\$17,100.00) over the term of this

Agreement in addition to, and separate from, her annual base salary. An initial payment amount of two thousand four hundred forty-two dollars and eighty-four cents (\$2,442.84) shall be paid in December 2016, upon execution of the agreement. The balance shall be paid in monthly installments of one thousand two hundred twenty-one dollars and forty-three cents (\$1,221.43) per month beginning January 2017 and terminating December 2017.

3.5.3 CalPERS Compensation. Employee understands that the City has made no representation as to whether the bonus compensation implemented by this Agreement will be considered as “compensation” or “special compensation” by CalPERS when calculating any retirement allowance. Employee further agrees to release City and hold City harmless from any determination by CalPERS that any such increase is not “compensation” or “special compensation.”

3.6 Benefits.

3.6.1 Leave Benefits. Except as otherwise provided herein, Employee shall be entitled to those holiday, vacation, sick, bereavement, and administrative leave benefits provided for Employee's classification in the Confidential Group Resolution, as described in Section 3.7.1 below.

3.6.2 Health and Other Benefits. Except as otherwise provided herein, Employee shall be entitled to those health, life insurance, long-term disability and physical examination benefits provided for Employee's classification in the Confidential Group Resolution, as described in Section 3.7.1 below.

3.6.3 Retirement Benefits. City agrees to execute all necessary agreements to enroll Employee in the Public Employee's Retirement System of the State of California and to pay such contributions provided for Employee's classification in the Confidential Group Resolution, as described in Section 3.7.1 below. In addition, Employee shall be entitled to the same retiree medical benefits provided for Employee's classification in the Confidential Group Resolution, as described in Section 3.7.1 below.

3.6.4 Auto Allowance. Employee shall not be entitled to an automobile allowance, but she may submit reimbursement requests for mileage used in a personal vehicle for official City business, as provided for in the Confidential Group Resolution described in Section 3.7.1 below

3.6.5 Business Equipment. City shall provide Employee with a cellular telephone and personal computer (at work) for use in connection with City business. City shall be responsible for maintenance of said items.

3.6.6 Professional Development. The City Council may, by majority vote and in its sole discretion and subject to the City's budget constraints, consider requests for membership in professional organizations.

3.6.7 Other Benefits. In addition to the benefits contained in this Agreement, Employee shall be entitled to any other benefits provided for Employee's classification in the Confidential Group Resolution, as described in Section 3.7.1 below.

3.7 General Provisions.

3.7.1 Confidential Group Resolution. The terms and provisions of the Confidential Group Resolution, as it now exists or as it may be amended from time to time, is incorporated herein by reference and shall be applicable to Employee. However, this Agreement shall take precedence over the Confidential Group Resolution with respect to any inconsistencies in its interpretation or enforcement. The City reserves the right to unilaterally amend, modify or replace the Confidential Group Resolution at any time, and such amendment, modification or replacement shall thereupon become the terms and conditions of Employee's employment to the extent not inconsistent with this Agreement.

3.7.2 Modification. Any modification of this Agreement will be effective only if it is in writing and signed by both Parties.

3.7.3 Effect of Waiver. The failure of either Party to insist on strict compliance with any of the terms, covenants, or conditions of this Agreement by the other Party shall not be deemed a waiver of that term, covenant, or condition, nor shall any waiver or relinquishment of any right or power at any one time or times be deemed a waiver or relinquishment of that right or power for all or any other times.

3.7.4 Assignment. Neither this Agreement, nor any right, privilege or obligation of Employee hereunder shall be assigned or transferred by her without the prior written consent of the City Council. Any attempt at assignment or transfer in violation of this provision shall, at the option of the City Council, be null and void and may be considered a material breach of this Agreement.

3.7.5 Entire Agreement. This Agreement supersedes any and all other agreements, either oral or in writing, between the City and Employee with respect to Employee's terms of employment. This Agreement contains all of the covenants and agreements between the Parties with respect to Employee's employment by the City in any manner whatsoever. Each Party to this Agreement acknowledges that no representations, inducements, promises, or agreements, oral or otherwise, have been made by any Party, or anyone acting on behalf of any Party, which are not embodied herein, and that no other agreement, statement or promise not contained in this Agreement shall be valid or binding on either Party.

3.7.6 Partial Invalidity. If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.

3.7.7 Law Governing Agreement. This Agreement shall be governed by and construed in accordance with the laws of the State of California. Venue shall be in San Bernardino County.

3.7.8 No Presumption of Drafter. The Parties acknowledge and agree that the terms and provisions of this Agreement have been negotiated and discussed between the Parties, and this Agreement reflects their mutual agreement regarding the subject matter of this Agreement. Because of the nature of such negotiations and discussions, it would be inappropriate to deem any Party to be the drafter of this Agreement and, therefore, no presumption for or against validity or as to any interpretation hereof, based upon the identity of the drafter shall be applicable in interpreting or enforcing this Agreement.

3.7.9 Attorney's Fees. If any action at law or in equity, including an action for declaratory relief, is brought to enforce or interpret the provisions of this Agreement, the prevailing Party shall be entitled to recover such amount as the court may award as reasonable attorney's fees and costs.

3.7.10 Notices. Any notice to be given hereunder by either Party to the other shall be in writing and may be transmitted by personal delivery or mail, registered or certified, postage prepaid, with return receipt requested. Mailed notices shall be addressed to the following respective addresses:

City: City of Colton
650 N. La Cadena Drive
Colton, CA 92324
Attn: City Council

Employee: Address on File at Colton City Hall

Notices delivered personally shall be deemed communicated as of the date of actual receipt. Mailed notices shall be deemed communicated as of the date of mailing, plus two (2) days.

3.7.12 Assistance of Counsel. Each Party to this Agreement warrants to the other Party that it has either had the assistance of counsel in negotiation for, and preparation of, this Agreement or could have had such assistance and voluntarily declined to obtain such assistance.

IN WITNESS WHEREOF, THE PARTIES HAVE EXECUTED THIS EMPLOYMENT AGREEMENT FOR EXECUTIVE ADMINISTRATOR TO THE MAYOR AND COUNCIL (ADELFA FLORES) AS OF _____, 2016.

CITY OF COLTON

By:

Richard A. DeLaRosa, Mayor

Attest:

Carolina R. Padilla, City Clerk

EMPLOYEE

By:

Adelfa Flores

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RESOLUTION NO. R-116-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COLTON AMENDING THE BUDGET FOR FISCAL YEAR 2016-17 TO APPROPRIATE ADDITIONAL FUNDS FOR THE EMPLOYMENT AGREEMENT FOR THE EXECUTIVE ADMINISTRATOR TO THE MAYOR AND COUNCIL

WHEREAS, the budget for fiscal year 2016-17 has been approved by City Council, and must now be amended to increase General Fund appropriations in the City Council Office by \$9,771.42 for execution of the Employment Agreement between the City of Colton and the Executive Administrator to the Mayor and Council; and,

WHEREAS, the adopted fiscal year 2016-17 General Fund budget was balanced and met the ten percent (10%) reserve requirement; and,

WHEREAS, sufficient funds are available in the General Fund unappropriated reserves to accommodate this request but the action would require City Council to appropriate funds in excess of the General Fund reserve requirement.

NOW, THEREFORE, the City Council of the City of Colton does hereby resolve the following:

Section 1. The City Council hereby approves General Fund appropriations with the use of General Fund reserves in excess of the General Fund reserve requirement by amending the fiscal year 2016-17 budget to appropriate \$9,771.42 in account number 100-6000-6000-1101, Non-PERSable Benefits.

PASSED, APPROVED AND ADOPTED this 6th day of December 2016.

RICHARD A. DELAROSA, Mayor

ATTEST:

CAROLINA R. PADILLA, City Clerk