



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

Ernest R. Cisneros – District 2

Frank J. Navarro – District 3

Dr. Luis S. González – District 4

Jack R. Woods – 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, JULY 17, 2018 - 5:00 P.M.

COUNCIL CHAMBER

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**CLOSED SESSION – 5:00 P.M.**

**CLOSED SESSION CALLED TO ORDER**

**ROLL CALL**

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PUBLIC COMMENT

Limit 3 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 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.

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**CITY ATTORNEY ORAL REPORT ON CLOSED SESSION ACTIONS**

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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.

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**OPEN SESSION**

**6:00 P.M.**

**OPEN SESSION CALLED TO ORDER**

**INVOCATION** Reverend Jonathon Florez

**FLAG SALUTE**

**ROLL CALL**

**CEREMONIAL MATTERS**

*Presentations, Awards, Proclamations*

- Presentation - San Bernardino Valley Water Conservation District

**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))*

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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.

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

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

Mayor 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: Redistricting Proposal and “Current Match” electoral map.

MOTION _____ SECOND _____

BUSINESS ITEMS

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

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



PUBLIC COMMENT

Limit 3 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 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.



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.

- (4) Minutes – Approval of Minutes for the City Council Regular Meeting Held July 3, 2018 on File in the Office of the City Clerk. **[City Clerk Padilla]**
- (5) Warrants – Approve US Bank voucher dated 06/20/2018 and totaling \$31,687.77; voucher numbers 171778 to 171916 dated 06/28/2018 and totaling \$2,628,679.46; voucher numbers 171917 to 172008 dated 07/02/2018 and totaling \$70,096.37 and voucher numbers 172009 to 172154 dated 07/05/2018 and totaling \$491,808.60. **[Staff Person: S. Dabbs]**
- (6) Authorization of the 2018-19 Annual Special Tax For Community Facilities District (CFD) 90-1 – Approve Resolution R-78-18 authorizing the 2018-2019 Annual Special Tax Levy for CFD 90-1. **RESOLUTION NO. R-78-18. [Staff Person: S. Dabbs]**
- (7) Biennial Review of the City’s Conflict of Interest Code – direct the review of the City’s Conflict of Interest Code and the filing of a Biennial Notice with the City Clerk regarding such review, as required by the Political Reform Act. **[Staff Person: J. Shook]**
- (8) Budget Appropriation for Purposes of Customer Service Training – Approve and Adopt Resolution R-72-18 authorizing an appropriation of \$7,800 from General Fund Reserves to Development Services/Planning/Travel & Meeting Account. **RESOLUTION NO. R-72-18. [Staff Person: M. Tomich]**
- (9) Amended and Restated Conservation Easement for Long-Term Stewardship of Conservation Land within the West Valley Habitat Conservation Plan – Authorize the Amended and Restated Conservation Easement for the West Valley Conservation Plan in favor of the Rivers and Land Conservancy. **RESOLUTION NO. R-73-18. [Staff Person: M. Tomich]**
- (10) 2017 Annual Power Source Disclosure – Approve Resolution R-79-18 approving the 2017 Annual

Power Source Disclosure Report and Attestation of the Veracity of the Annual Report.
RESOLUTION NO. R-79-18. [Staff Person: D. Kolk]

- (11) Acceptance of Easements for the Laurel Grade Separation Project – Approve and accept the easements for the Laurel Grade Separation Project. **[Staff Person: D. Kolk]**
- (12) OmniTrans Passenger Amenity Program Agreement – Approve the amended and restated Joint Powers Agreement between the County of San Bernardino and Cities of Chino, Chino Hills, Colton, Fontana, Grand Terrace, Highland, Loma Linda, Montclair, Ontario, Rancho Cucamonga, Redlands, Rialto, San Bernardino, Upland, and Yucaipa for County Wide Transportation Authority. **[Staff Person: D. Kolk]**
- (13) Setting of Public Hearing Date for the Basic Fee for Storm Water Services and Storm Water Management User Fee - Set a Public Hearing for August 7, 2018 to adopt a Resolution approving the Basic Fee for Storm Water Services and the Storm Water Management User Fee as provided for in Chapter 14.01 of the Colton Municipal Code. **[Staff Person: D. Kolk]**
- (14) E Street and H Street Vacation – Colton Quiet Zone – Adopt Resolution R-76-18 to summarily vacate the excess right-of-way described in the proposed Resolution and direct staff to record the Resolution with the San Bernardino County Recorder. **RESOLUTION NO. R-76-18.**
[Staff Person: D. Kolk]

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

CITY MANAGER'S REPORTS

ADJOURNMENT

POSTING STATEMENT:

I, Dawn Miller, Deputy City Clerk or my designee, hereby certify that a true and correct, accurate copy of the foregoing agenda was posted Thursday, July 12, 2018, at least twenty-four (24) 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

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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 (MOP) 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. The MOP was amended by Minute Action on April 17, 2018 and adopted by Resolution No. R-41-18 on May 15, 2018. Copies are available in the Office of the City Clerk.