

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

February 2, 2016

Closed Session Meeting was held on the above given date at 5:07 p.m., in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

CITY COUNCIL ROLL CALL

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

STAFF PRESENT

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

PUBLIC COMMENT

None.

CLOSED SESSION

City Attorney Campos announced that the City Council would meet in Closed Session to Discuss Items A and B.

A. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property APN: 0161-221-21

Negotiating Parties: Bill Smith, City Manager; Mark Tomich, Development Services Director; Arthur Morgan, Economic Development Manager; Carlos Campos, City Attorney

Under Negotiation: Price and Terms of Purchase

B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Pursuant to Government Code section 54957(b)

Title: City Manager

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:08 p.m. and at 6:05 p.m., the meeting reconvened, with all members present as heretofore.

City Attorney Campos announced that the City Council met in Closed Session and discussed Item A with direction given to staff and no reportable action; Item B discussion will continue at the end of the Regular Council Meeting.

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

February 2, 2016

Regular Meeting held on the above-given date at 6:06 p.m. in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

INVOCATION

Pastor Don Dueñez, Echoes of Love Ministry

FLAG SALUTE

American Legion Post #155; Member(s) Louie Barrera, and Steve Ferrence.

CITY COUNCIL ROLL CALL

Council Members Present

Richard A. DeLaRosa, Mayor  
David J. Toro  
Summer Jorin  
Frank J. Navarro  
Dr. Luis S. González  
Deirdre H. Bennett  
Isaac T. Suchil, Mayor Pro Tem

Staff Present

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

Council Members Absent

None.

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Presentation - Business Focus - Dell's Restaurant

CM González assisted staff (*Art Morgan, Economic Development Manager*) on presenting You Make A Difference recognition certificate to business owners of Dell's, Mr. & Mrs. Louie and Patsy Romo.

- Recognition - Newly Graduated Fire Explorers

Fire Captain David Silva, Fire Explorer Coordinator, introduced the graduates of the first class of the Fire Explorer Academy: George Verdugo, Angel Martinez, Julian Yanez, Miguel Hernandez, Jesse Rivera, Annabel Ramirez, Jason Melton, and Fernando Curiel.

- Recognition - Recognition of Reverend Robert Johnson for years of service to the City of Colton

Reverend Robert Johnson accepted the following acknowledgments for over 30 years of public service to the City of Colton:

*Certificate of Appreciation/Designated Honorary Library Board Member.*

Presented by the Library Board of Trustees: Pete Carrasco, Sr., President; Patricia A. Chavez; Donald E. Hines; Pauline M. Lopez,; and Marjorie Ramirez.

*Certificate of Recognition from the City of Colton*  
Presented by CM González.

*Recognition Plaque from the Colton City Council*  
Presented by Mayor DeLaRosa.

*Appreciation Plaque (Badge and Chaplain Coin) from the Police Association/Colton Police Department*  
Presented by Chief Mark Owens and Officer Willie Bermudez.

### MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF FEBRUARY 2, 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.

### MAYOR AND COUNCIL INFORMATIONAL ITEMS

- Discussion Item to relocate Satellite Office Hours for U.S. Congressman Pete Aguilar's Field Representative from Colton City Hall to the Colton Area Museum.

Councilmember González presented this item for Council consideration in order to develop a better contact opportunity between the constituents of U.S. Congressman Pete Aguilar and to promote the Colton Area Museum. In addition the same opportunity would be extended for constituents of California Assembly Member Cheryl Brown.

Discussion and discernment between Councilmembers present and direction to CM González to continue to work with the representatives of Congressman Aguilar and Assembly Member Brown; develop a working schedule with the Colton Museum hours; are both Congressman Aguilar and Assembly Member Brown open to relocate their satellite office and hours; to discern and extend an invitation for a more viable area in the City of Colton that is more conducive for their satellite office.

### CITY TREASURER'S REPORTS

- Receive and File City Treasurer's Report for November 2015.

City Treasurer Aurelio De La Torre presented the report for November 2015 for Council consideration and with no objection report was received and filed.

### PUBLIC COMMENT

The following community members addressed the Council: Representative Ashley Jones (*Assemblyperson Cheryl Brown/San Bernardino District Office*); and Jose Olivar.

### CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 1 through 9

Councilmembers present selected items for discussion and clarification by staff: CM González, Item 4, and Item 9.

Motion and Second by CM Navarro//MPT Suchil to approve the Consent Calendar Items 1 through 9.  
Unanimous Vote with CM González – Voting NO on Item 4.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting Held January 19, 2016 on File in the Office of the City Clerk.
- (2) Warrants – Approve voucher numbers 153591 to 153648 dated 01/06/2016 and totaling \$337,082.73; voucher numbers 153649 to 153783 dated 01/14/2016 and totaling \$1,175,189.77; vouchers 153784 to 153892 dated 01/21/2016 and totaling \$1,553,044.94; and a payroll disbursement listing for the period 01/02/2016 to 01/15/2016 and totaling \$726,576.16, on file in the Finance Department.
- (3) Second Reading of Ordinance No. O-03-16 - Waive full reading and pass second reading of Ordinance No. O-03-16, an Ordinance of the City Council of the City of Colton adding Chapter 5.14 regarding Mobile Food Vehicles, adding Chapter 5.15 regarding House Numbers on Curbs, amending Chapter 5.16 regarding Peddlers, Solicitors and Canvassers, and amending Chapter 5.24 regarding Massage Parlors and Massage Technicians, all to Title 5 of the Colton Municipal Code, ORDINANCE NO. O-03-16.
- (4) Military Banner Program - Approve and Adopt Resolution No. R-07-16 to formally approve and adopt the Hometown Military Banner Program Policy and Guidelines, as recommended by the Military Banner Committee, RESOLUTION NO. R-07-16.
- (5) Contract Amendment – Department of Education Pre-School – Approve and Adopt Resolution No. R - 08-16 approving amendment 01 of the California Department of Education Contract CSPP-5385 for the provision of Pre-School education services in the Community Services Department, RESOLUTION NO. R-08-16.
- (6) Contract Amendment – Department of Education School Age – Approve and Adopt Resolution No. R - 09-16 approving amendment 01 of the California Department of Education Contract CSPP-5196 for the provision of Pre-School education services in the Community Services Department, RESOLUTION NO. R-09-16.
- (7) Purchase of 69 KV Circuit Breakers for Hub Substation – Waive the formal bidding process and authorize the Electric Department to piggyback on the City of Riverside’s bid award for the purchase of five (5) 69KV circuit breakers for the Hub Station from Alstom Grid, Inc., c/o McAvoy & Markham Engineering and Sales Co., Inc., in the total amount of \$213,813, in accordance with the Colton Municipal Code Section 3.08.140(c).
- (8) Award of Contract for FY 2015-16 Sewer Lining Project – Authorize the Award of Construction Contract for the FY 2015-16 Sewer Lining Project to Insituform Technologies, LLC as the lowest responsive and responsible bidder in the amount of \$148,450; Authorize the City Manager or his designee to approve Change Orders not to exceed 10% of the awarded contract.
- (9) Memorial Grove – Approve and Adopt Resolution No. R-10-16 authorizing the Incredible Edible Community Garden to donate goods and services for a memorial grove in honor of the victims of the San Bernardino County shooting which occurred on December 2, 2015, RESOLUTION NO. R-10-16.

PUBLIC HEARING

(10) Amending and Restating Chapter 18.49 - Adult Business Regulations: File Index No. DAP-001-248

TIME AND PLACE FIXED TO CONSIDER A CONTINUED PUBLIC HEARING FROM JANUARY 5, 2016, TO WAIVE FULL READING, READ BY TITLE ONLY AND INTRODUCE ORDINANCE NO. O-02-16, AMENDING AND RESTATING CHAPTER 18.49 OF THE COLTON MUNICIPAL CODE RELATING TO ADULT BUSINESS REGULATIONS: FILE INDEX NO. DAP-001-248.

Mayor DeLaRosa declared the Public Hearing Open.

City Clerk Padilla submitted the Affidavit of Publication calling the Public Hearing (*on file in the City Clerk's Office*) and there were no reports of protests or objections thereto.

PUBLIC COMMENT

None.

Motion and Second by MPT Suchil/CM Jorin to Close the Public Hearing.

Unanimous vote.

Motion and Second by CM Bennett/MPT Suchil to waive full reading and introduce by title only Ordinance No. O-02-16

Unanimous vote.

CITY MANAGER'S REPORTS

City Manager Smith informed Council the upgraded Voting Board will be in place by the next regular council meeting; an information flyer "For El Niño Assistance . . ." with reference phone numbers during working hours and after hours (non-emergency) and Sandbag locations are listed and will be available at all City facilities and the City website.

ADJOURNMENT

At 7:37 p.m., Mayor DeLaRosa adjourned the Regular Council meeting in memoriam of Ignacio Figueroa.

Mayor DeLaRosa announced the business of the Regular Meeting of the City Council has been concluded and asked City Attorney Campos to take the Council into Closed Session.

CLOSED SESSION (*cont'd*)

City Attorney Campos read Closed Session Item B. into the record.

**B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**

Pursuant to Government Code section 54957(b)

Title: City Manager

Mayor DeLaRosa adjourned the meeting to Closed Session at 7:38 p.m. and at 8:25 p.m., the meeting reconvened, with all members present as heretofore.

Attorney Campos read out of Closed Session that the City Council did meet in Closed Session and discussed Item B. with direction to staff and no reportable action.

ADJOURNMENT *(cont'd)*

At 8:26 p.m., Mayor DeLaRosa adjourned the Regular Council meeting.



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Carolina R. Padilla  
City Clerk