

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 16, 2016

Closed Session Meeting was held on the above given date at 5:06 p.m., in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

CITY COUNCIL ROLL CALL

Councilmembers present were, Toro (*appeared at 5:05 p.m.*), Jorrin, Navarro, González, Bennett (*appeared at 5:06 p.m.*), MPT Suchil (*appeared at 5:06 p.m.*), 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 through E.

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Gaylor G. Singletary v. City of Colton
San Bernardino Superior Court, Case No. CIVSS 800216
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Largo Concrete, Inc., v. City of Colton, et al.
San Bernardino Superior Court, Case No. CIVDS 1400406
- C. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
O'Duffy Construction v. KAD Paving, City of Colton
San Bernardino Superior Court, Case No. CIVDS 1506733
- D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8
Property APN: 0164-242-06
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
- E. 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 5:07 p.m. and at 6:01 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 through E 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

February 16, 2016

Regular Meeting held on the above-given date at 6:02 p.m. in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

INVOCATION/FLAG SALUTE

Pastor Jonathon Florez, First Assembly of God

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 – Starbucks

CM González presented with assistance of staff (*Art Morgan, Economic Development Manager and Chetay Catalano Executive Director, City of Colton Chamber of Commerce*) You Make A Difference recognition certificate to Starbucks Coffee Downtown Store #23108; accepted by Manager Kelsey Brown and Valerie Cruz Assistant Manager.

- Presentation - Advanced Resuscitation Training Demonstration

Fire Chief Tim McHargue introduced Henry Perez, Fire Captain/EMS Coordinator and Dr. Dan Davis, Adjunct Professor in Emergency Department/University of California San Diego who with the assistance of a PowerPoint (12 slides) presentation the Advanced Resuscitation Training (ART) program in Colton.

- Presentation - Recognition for Meritorious Service Medal to the Colton Police Department
 - Lieutenant Joe Gutierrez
 - Sergeant Chuck McCann
 - Sergeant Lou Gamache
 - Corporal Robert Drey
 - Corporal Curtis Bayer

Police Chief Mark Owns presented a Meritorious Service Medal to the following recently retired members of the City of Colton Police Department; in addition Mayor DeLaRosa on behalf of the City Council presented a Proclamation Certificate:

➤ Sergeant Louis Gamache – served January 27, 1992 through December 30, 2015
(In the audience: Wife – Cyndy Gamache)

➤ Corporal Robert Drey – served October 2, 1989 through December 21, 2015
(In the audience: Wife – Cindy Drey)

➤ Sergeant Charles McCann – served January 4, 1988 through November 5, 2015
(In the audience: Wife – Cindy McCann; Mother – Lorraine McCann Brother – Joe McCann and his wife Sylvia McCann; and Sister – Sue Kovach)

(Not in attendance: Lieutenant Joe Gutierrez and Corporal Curtis Bayer)

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF FEBRUARY 16, 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

- Follow-up agenda item from January 19, 2016 City Council Meeting. Discussion and possible direction to initiate a Youth Leadership Program to consider a phased-in approach, leading up to appointing youth commissioners to all city boards and commissions, in accordance with CMC 2.30.020: Composition of Commissions and Committees. (Oral Report by Council Member, Dr. Luis S. Gonzalez)

Councilmember González referenced direction by Council at the January 19, 2016 Council Meeting to continue discussion with assistance of City Manager Smith as to the facility cost and staff time which would include review of the guidelines outlined for the Colton Youth Board which were previously adopted by Council; and return with a report to Council. CM González concluded his presentation with a Summary/Recommendation to Council to consider supporting the implementation of PHASE 1 of the Youth Leadership Program and with consensus of Council return for approval and adoption of a Resolution adopting the YEAR 1, PHASE 1 of the Youth Leadership Program.

Discussion and discernment between Councilmembers present and CM González; consensus by Council to accept the recommendation outlined by CM González.

PUBLIC COMMENT

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

CONSENT CALENDAR

Mayor DeLaRosa presents the Consent Calendar Items 1 through 10.

Councilmembers present selected items for discussion and clarification by staff: Mayor DeLaRosa, Item 6.

Motion and Second my CM González./CM Navarro to approve the Consent Calendar Items 1 through 10.

Vote: Unanimous vote.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting Held February 2, 2016 on File in the Office of the City Clerk.
- (2) Warrants – Approve U.S. Bank vouchers dated 01/20/2016 and totaling \$33,704.93; voucher numbers 153893 to 154010 dated 01/28/2016 and totaling \$2,832,614.82; voucher numbers 154011 to 154187 dated 02/04/2016 and totaling \$3,659,130.48, less voided checks totaling \$12,643.66., on file in the Finance Department.
- (3) Second Reading of Ordinance No. O-02-16 – Waive Full Reading and Pass Second Reading of 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, ORDINANCE NO. O-02-16.
- (4) Set Public Hearing for Prioritization of 2016-17 CDBG Projects - Set public hearing for 2016-2017 CDBG projects for March 3, 2016.
- (5) Updated CalRecycle City County Payment Fund Resolution – Approve and Adopt Resolution No. R-11-16, authorizing submittal of applications for payment programs and related authorizations, RESOLUTION NO. R-11-16.
- (6) Purchase of LED Streetlight Fixtures and Photo Controls – Award the bid for the purchase of CREE LED Streetlight Fixtures and Fischer-Pierce photo controls to Omega Pacific Electric Supply for Items 1 and 2 in the amount of \$115,020, and to Wesco Distribution for Item 3 in the amount of \$2,781.
- (7) Award of Bid for Purchase of one F-250 truck – Award the bid for the purchase of one (1) new F-250 truck with utility body for the Electric Department to Fairview Ford Sales, Inc., in the amount of \$33,486.59
- (8) Transmission Design Study – Award the request for proposal for the Transmission Design Study to Leidos Engineering, LLC in the amount not-to-exceed \$250,000 and authorize the City Manager to execute the Professional Services Agreement.
- (9) City-Wide Tree Trimming Services – Approve the First Amendment to the Maintenance Services Agreement with The Original Mowbray’s Tree Service for Electric Utility line clearance to include additional services for city-wide tree trimming for the period through June 30, 2016, and to increase the

total compensation for an amount not-to-exceed \$40,000 for the additional services; and, (2) authorize the City Manager to execute the First Amendment to the Maintenance Services Agreement.

- (10) Speed Hump Policy – Approve and adopt a Resolution to Approve and Accept the Speed Hump Policy, RESOLUTION NO. R-12-16.

BUSINESS ITEMS

- (11) Council/CUA - Set Hearing Date for Proposed Adjustments to Water Rates – Set Future Public Hearing for April 5, 2016 for Proposed Adjustments to Water Rates Amending Exhibit “A” of Ordinance #O-03-09.

Staff Presentation

Dr. Kolk introduced Mike Cory, Public Works and Water/Wastewater Superintendent and Kim Boehler, Associate Director, NBS who presented for Council/CUA consideration and action as outlined in the agenda title above.

PowerPoint presentation (*8 slides*) by Mike Cory, Public Works and Water/Wastewater Superintendent; ‘2016 Water Capital Improvement Projects’.

Discussion by Councilmembers present with clarification provided by staff.

PowerPoint presentation (*14 slides*) by Kim Boehler, Associate Director, NBS; ‘City of Colton Update to Water Rate Study February 16, 2016’.

- Overview of Presentation:
- Rate Study Findings
- Updated Financial Plan & Revenue Requirement analysis Outcomes
- Updated Capital Improvement Program
- Current vs. Proposed Water Rates and Bill Comparisons

Associate Director Kim Boehler concluded with staff’s recommendation that the City Council approve the Water Rate Study and Set Future Public Hearing for April 5, 2016 – Proposed Adjustment to Water Rates; approval to move forward with the updated Proposition 218 notice and hearing requirements; and mail public notice and conducts public hearing no less than 45-days later.

Discussion by Councilmembers present with clarification provided by staff.

Motion and Second CM Navarro/CM Toro to approve staff’s recommendation.

Vote: Motion Carried with MPT Suchil/CM Bennett voting NO.

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 informed Council the current status of the I-10 Rancho on-ramp; agreement with Cal-Trans is schedule for approval at the next Council Meeting; a letter is being drafted to local business who work with truck traffic and encourage truck drivers not to use the on-ramp.

Acknowledged Council and staff as it relates to ‘first’ in projects/programs as they related to the support of San Bernardino County Superintendent of School’s Cradle to Career Roadmap, 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; and the implementation of the Advanced Resuscitation Training (ART) Program.

ADJOURNMENT

At 8:12 p.m., Mayor DeLaRosa adjourned the Regular Council meeting in memoriam of Maxmillian (Max) John Lofy; his accomplishments included sports advocate for Colton’s youth; 23 years as the Director of the City of Colton Parks & Recreation Department; and in 1988 member of the City Council for 4 years.



Carolina R. Padilla
City Clerk