

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

June 21, 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, Jorin (*appeared at 5:08 p.m.*), 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 the City Council would meet in Closed Session to Discuss Items A through C.

A. 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

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8  
Owner: Successor Agency to the Redevelopment Agency for the City of Colton  
Property APNs: 0276-144-48, 49, 52 and 53  
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

C. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6  
Agency designated representatives: Bill Smith, City Manager and Anita Agramonte, Finance Director  
Employee Groups: General Unit, Mid-Management Unit, Confidential Group, Colton Police Officers Association, Colton Police Dispatchers Association, Colton Fire Association; International Brotherhood of Electrical Workers (IBEW), Water and Wastewater

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:02 p.m. and at 6:04 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 Items A through C; 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

June 21, 2016

Regular Meeting held on the above-given date at 6:05 p.m. in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

INVOCATION/FLAG SALUTE

Carolina R. Padilla, City Clerk

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 – El Taquito

Mayor Pro Tem Suchil and Councilmember Navarro presented with assistance of staff (*Art Morgan, Economic Development Manager*) You Make a Difference Recognition Certificate to Manager Fatima Reyes of El Taquito.

MAYOR AND COUNCIL ITEMS

- Letter of Opposition – Oppose SB 1387 (De Leon) as amended April 7, 2016: Non-vehicular Air Pollution: Market-based Incentive Programs: South Coast Air Quality Management District Board.

CM Navarro presented this item for Council discussion to reach a consensus by Councilmembers present to support a letter of opposition to oppose SB 1387; it would dilute local control of the South Cost Air Quality Management District (SCAQMD) by adding three (3) additional voting members/state-selected representatives; seats on the regional board are meant to represent local interests; of which city and county officials are represented from the four counties SCAQMD serves.

Discussion and consensus by Councilmembers present to submit a Letter of Opposition – Oppose SB 1387.

APPOINTMENTS

- Council Appointments - for the Council representative to the Integrated Resource Plan update process with the Utility Commission.

David X. Kolk, Utility Director, informed Council every two years the Utility Department updates their Integrated Resource Plan; requires to look at the City's long term resources; what the legislative and regulatory requirements are and how they will be met in a planning process.

The Utility commission requested one or two Councilmembers to participate in the process thus allowing Council to be aware of what is being done and how cost is going to be affected over the next ten to twelve years; the make up of the participating members: three Utility Commissioners, two staff members and named Councilmember(s), if there is a consensus to participate.

Discussion and consensus for a Councilmember to participate; CM Bennett presented the name of CM González (*accepted*); no objection; appointment ratified as announced.

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF JUNE 21, 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)*).

CM González reported attending the SANBAG General Assembly in Ontario, California at the Citizen Business Bank Arena on June 16, 2016; Liza Gibbons, award winning media personality, was the Keynote Speaker who shared her experiences from childhood to the present and shared her quotes for success; CM González interacted with Engineers, Developers, and Business Owners.

Mayor DeLaRosa reported on his trip to Washington, D.C. on June 15, 2016; accompanied by staff (*Art Morgan, Economic Development Manager and Victor Ortiz, Engineering Superintendent*); met with congressional representatives of the Inland Empire as well as, Senator Boxer, Senator Feinstein, and Governor Brown; mission was to outline the importance of the 3-5 Storm Drain improvements; a direct development of the West End; goal was to obtain Economic Development matching grants from the Federal Government to help build the \$6 million project.

#### PUBLIC COMMENT

The following community members addressed the Council: John Anaya, and Wanda Bryant.

#### CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 1 through 10.

Councilmembers present selected items for discussion and clarification by staff: CM Jorin, Item 3; CM González, Item 5; Mayor DeLaRosa, Item 7; CM González, Item 8; CM Jorin Item 9 (requested item to be pulled); CM González, Item 10.

Motion and Second by MPT Suchil/CM Jorin to approve the Consent Calendar Items 1 through 10; with Item 9 pulled.

Vote: Unanimous vote.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting held June 7, 2016; Minutes for the City Council Special Meeting held May 18, 2016, and Minutes for the City Council Special Meeting held May 11, 2016 on File in the Office of the City Clerk.
- (2) Warrants – Approval of Payable Warrants #156308 to 156412 dated 06/02/2016 and totaling \$2,538,807.94; voucher numbers 156413 to 156525 dated 06/09/2016 and totaling \$1,541,300.26, less voided checks totaling \$2,500.00; a payroll disbursement listing for the period 05/07/2016 to 05/20/2016 and totaling \$744,843.18; and a payroll disbursement listing for the period 05/21/2016 to 06/03/2016 and totaling \$830,730.68.
- (3) Purchase of AMR Water Meters and Itron Radios – Approve the purchase of 400 AMR water meters measuring ¾” and 1” and 150 Itron radios in an amount not to exceed \$96,660. This will complete the AMR Water Meters Replacement Program.
- (4) Professional Services Agreement with The Altum Group – Authorize the City Manager to execute the Professional Services Letter Agreement (PSA) with The Altum Group for environmental document preparation and related planning services on behalf of the proposed Hub City Centre Specific Plan Amendment for the Wildrose Village development applications.
- (5) Contract/Department of Education-State Preschool – Approve and adopt a Resolution approving the State of California Contract CSPP-6399 for the provision of preschool education services in the Early Childhood Education Division of the Community Services Department, RESOLUTION NO. R-54-16.
- (6) Contract/Department of Education-School Age – Approve and adopt a Resolution approving the State of California Contract CCTR-6195 for the provision of preschool education services in the Early Childhood Education Division of the Community Services Department for FY 2016-17, RESOLUTION NO. R-55-16.
- (7) Agua Mansa Project Update – 1) Approve a resolution to amend the Electric Department FY 15-16 appropriation increasing the Capital Improvement Budget for the Agua Mansa Project (“Project”) by \$679,078, for a total project budget of \$10,120,608. 2) Approve change orders 16 through 62 to the Construction Contract with Asplundh Construction Corporation (Asplundh) for the construction of the Agua Mansa Project, in the total amount of \$564,497.04, and authorize the City Manager, or his designee, to execute the change order documents. 3) Approve the Sixth Amendment to the Professional Services Agreement with Diversified Energy Consulting, LLC to increase the total compensation by an additional \$84,580 and to extend the term through August 31, 2016 for the construction management services, and authorize the City Manager to execute the Amendment documents, RESOLUTION NO. R-63-16.
- (8) Approval of Deputy Fire Chief Job Description & Salary Range - Approve the job description and salary range of a Deputy Fire Chief as outlined in the Fire Department Strategic Plan and approved, pending due diligence, in the 2015-2016 budget.
- (9) Colton Mural Design – Approve and accept the design for the La Cadena Drive Underpass Mural, 9<sup>th</sup> Street / I-10 Underpass Mural, and the BNSF Railroad Track Bridge (La Cadena Drive) Mural. (*Item pulled and no action taken*)
- (10) Agreement - Integrated Consulting Group – Authorize the City Manager to execute the First Amendment to the Professional Services Agreement with Integrated Consulting Group (ICG), to provide

additional work for the next phase of the feasibility study for the Colton Sports Complex Project.

## PUBLIC HEARINGS

### (11) LLMD 1

TIME AND PLACE FIXED TO CONSIDER APPROVAL AND ADOPTION OF THE FOLLOWING RESOLUTIONS FOR LANDSCAPE LIGHTING AND MAINTENANCE DISTRICT 1: (1) RESOLUTION APPROVING THE FINAL ENGINEER'S REPORT FOR FY 2016-17; AND (2) RESOLUTION APPROVING AND ORDERING OF THE LEVY AND COLLECTION OF ASSESSMENTS FOR FY 2016/17.

Mayor DeLaRosa announced 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 protest or objection.

#### Staff Presentation

David X. Kolk, Utility Director, presented for Council consideration action related to Landscape Lighting and Maintenance District 1; outlined the Agenda Report which included approval of staff's recommendation.

#### PUBLIC COMMENT

None

Motion and Second by MPT Suchil/CM Bennett to close the Public Hearing.

Vote: Unanimous vote.

#### Council Discussion

Discussion and discernment by Councilmembers present with clarification provided by staff: Director Kolk.

Motion and Second by CM Bennett/MPT Suchil to approve and adopt Resolution(s) R-56-16, and R-57-16.

Vote: Unanimous vote.

### (12) LLMD 2

TIME AND PLACE FIXED TO CONSIDER APPROVAL AND ADOPTION OF THE FOLLOWING RESOLUTIONS FOR LANDSCAPE LIGHTING AND MAINTENANCE DISTRICT 2: (1) RESOLUTION APPROVING THE FINAL ENGINEER'S REPORT FOR FY 2016-17; AND (2) RESOLUTION APPROVING AND ORDERING OF THE LEVY AND COLLECTION OF ASSESSMENTS FOR FY 2016/17

Mayor DeLaRosa announced 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 protest or objection.

#### Staff Presentation

David X. Kolk, Utility Director, presented for Council consideration action related to Landscape Lighting and Maintenance District 2; outlined the Agenda Report which included approval of staff's recommendation.

#### PUBLIC COMMENT

None

Motion and Second by CM Navarro/CM Jorin to close the Public Hearing.

Vote: Unanimous vote.

Council Discussion

None

Motion and Second by CM Bennett/CM González to approve and adopt Resolution(s) R-58-16, and R-59-16.

Vote: Unanimous vote.

(13) Zone Text Amendment

TIME AND PLACE FIXED TO CONSIDER: WAIVE FURTHER READING, READ BY TITLE ONLY AND INTRODUCE AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLTON TO MODIFY VARIOUS PROVISIONS OF TITLE 18, SECTION 18.12.060 (BUILDING PROJECTIONS, SECTION 18.12.170 (PARKING REQUIREMENTS), PERTAINING TO CARPORTS IN THE R-1 ZONE OF THE COLTON MUNICIPAL CODE (FILE INDEX NO. DAP-001-287B).

Mayor DeLaRosa announced 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 protest or objection.

Staff Presentation

Mark Tomich, Development Services Director, presented for discussion and action by Council; this included an overview of the Agenda Report with the assistance of a PowerPoint presentation: 'Carport Ordinance: Proposed Revisions'; and concluded with a request for approval of staff's recommendation: (1) Introduce Ordinance No. O-10-16 for first reading, including modifications proposed by staff; (2) Determine whether to direct staff to study expansion of Zoning standards to allow carports in side yard setback areas.

PUBLIC COMMENT

None

Motion and Second by CM Navarro/CM Jorin to close the Public Hearing.

Vote: Unanimous vote.

Council Discussion

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

Motion and Second by CM González/CM Navarro to waive full reading, read by title only, introduce Ordinance No. O-10-06; with no consensus by Council to study expanding the Zoning Text Amendment regarding carports within side yard setback areas.

Vote: Unanimous vote.

(14) 2015 Regional Urban Water Management Plan

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING TO APPROVE AND ADOPT A RESOLUTION ADOPTING THE 2015 SAN BERNARDINO VALLEY REGIONAL URBAN WATER MANAGEMENT PLAN (RUWMP).

Mayor DeLaRosa announced 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 protest or objection.

Staff Presentation

David X. Kolk, Utility Director, presented for Council consideration action related to the San Bernardino Valley Regional Urban Water Management Plan as recommended by the Utility Commission; Director Kolk outlined in detail the items of importance indicated in the Agenda Report; and concluded with approval of staff's recommendation.

PUBLIC COMMENT

None

Motion and Second by CM Bennett/CM Navarro to close the Public Hearing.

Vote: Unanimous vote.

Council Discussion

None

Motion and Second by CM González/CM Navarro to adopt and approve Resolution No. R-60-16.

Vote: Unanimous vote.

BUSINESS ITEMS

- (15) Approval of FY 2016/2017 Budget – Approve and Adopt Resolutions Approving and Adopting the Fiscal Year 2016/2017 Budget, CITY RESOLUTION NOS. R-61-16, R-62-16, CUA RESOLUTION NO. CUA-02-16, AND CHA RESOLUTION NO. CHA-03-16.

Staff Presentation

Anita Agramonte, Finance Director presented for Council consideration action related to Budget for FY 2016-17 as outlined in the Agenda Report; with the assistance of a PowerPoint presentation the following outline included:

- Summary of Budget Process
- General Fund Overview
- Citywide Overview
- Recommendations
  - Adopt FY 2016-17 Budget
  - Approve City Resolutions:
    - City Council Budget Resolution
    - City Council Gann Limit Resolution
    - Utility Authority Budget Resolution
    - Housing Authority Budget Resolution

Director Agramonte concluded in her presentation a balanced budget that also accomplishes the City's goal to maintain a 10% General Fund reserve.

Council Discussion

Discussion and discernment by Councilmembers present.

Motion and Second by Mayor DeLaRosa/MPT Suchil to approve and adopt Resolution(s) R-61-16, R-62-16, CUA Resolution No. CUA-02-16, and CHA Resolution No. CHA-03-16.

Vote: Unanimous vote.

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 acknowledged Council and staff involved in presenting a final budget document for approval; special thanks to Director Agramonte and announced she would be ending her employment for the City of Colton on July 14, 2016.

ADJOURNMENT

At 8:16 p.m., Mayor DeLaRosa adjourned the Regular Council Meeting.



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Carolina R. Padilla  
City Clerk