

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

April 4, 2017

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, MPT Toro, Jorin (*appeared at 5:10p.m.*), Navarro, González, Woods, 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 Item A through D.

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Margarita Becerra v. City of Colton, et al.,
San Bernardino Superior Court, Case No. CIVDS1517055

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Manuel Bravo Martinez v. City of Colton, et al.,
United States District Court, Central District, Case No. 5:16-CV-00702 CAS (DTBx)

- 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: City Manager

Mayor DeLaRosa adjourned the meeting to Closed Session at 5:01 p.m. and at 6:00 p.m., the meeting reconvened, with all members present heretofore.

City Attorney Campos announced that the City Council met in Closed Session and discussed Items A through D; with direction 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

April 4, 2017

Regular Meeting held on the above-given date at 6:01 p.m. in the Council Chambers of City Hall, with Mayor DeLaRosa presiding.

INVOCATION

Pastor Johnny DeLaRosa, 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, Mayor Pro Tem
Summer Jorin
Frank J. Navarro
Dr. Luis S. González
Jack R. Woods
Isaac T. Suchil

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 - Mothers Against Drunk Driving (MADD)

Jacqueline Townsend, Program Specialist and Robert Cox, Program Manager for Mothers Against Drunk Driving (MADD) – Southern California Region; an overview of the program included a PowerPoint presentation and handouts.

- Proclamation - National Library Week, April 8 – 15, 2017

MPT Toro presented a Certificate announcing National Library Week, accepted by Deb Farrar, Community Services Director.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF APRIL 4, 2017.

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 Jorrin announced her attendance at the City Council Conference on March 16 and 17, 2017 held at Lake Arrowhead.

CM Woods recently visited the Sheriff's Academy.

Mayor DeLaRosa attended the Wells Water Conference in San Diego on March 23, 2017.

MAYOR AND COUNCIL DISCUSSION ITEMS

- Discussion and possible direction to amend Colton Municipal Code, Title 2, Chapter 2.02: Election of City Council Members by District.

CM González presented for discussion to consider changing the current ordinance of a seven district Council to a five district Council.

Four elements to take into consideration:

- ✓ Cost Savings;
- ✓ Streamline the council meetings;
- ✓ Most cities in Inland Empire/County operate successfully with five council members; and
- ✓ Candidate pool would be better.

Also included for possible change of the elected City Treasurer and City Clerk to an appointed position.

CM González stressed this is only for discussion; nothing will be voted on today; however, if there is a general consensus that this topic has merit, the council can provide direction to bring this topic forward as an agenda item.

Discussion ensued among the Councilmembers present with input from City Manager Smith. At the end of careful consideration the consensus of Council, at this time, not to move forward of changing the current ordinance of a seven district Council to a five district Council.

(NO/Toro, Jorrin, Woods, Suchil; YES/ Navarro, González, Mayor DeLaRosa).

PUBLIC COMMENT

The following community members addressed the Council: Isabel Salas; Dana Engleman; and Ron Lawrence.

CONSENT CALENDAR

Mayor DeLaRosa presented the Consent Calendar Items 1 through 8.

Councilmembers present selected items for discussion and clarification by staff: CM Woods, Item 2; CM Jorrin, Item 6.

Motion and Second CM Navarro/CM González to approve the Consent Calendar Items 1 through 8.

Vote. Unanimous.

- (1) Minutes – Approval of Minutes for the City Council Regular Meeting Held March 21, 2017 on File in the Office of the City Clerk.
- (2) Warrants – Approve U.S. Bank vouchers dated 2/22/17 and totaling \$35,346.07; voucher number 161709 to 161897, dated 3/16/17 and totaling \$973,343.93; voucher numbers 161898 to 162024, dated 3/20/17 and totaling \$2,263,643.75, less voided checks totaling \$66,979.25; a payroll disbursement listing for the period 2/11/17 to 2/24/17 and totaling \$728,629.04; and a payroll disbursement listing for the period 2/25/17 to 3/10/17 and totaling \$753,635.51, on file in the Finance Department.
- (3) Second Reading of Ordinance No. O-02-17 - Waive full reading and pass second reading of Ordinance No. O-02-17, An Ordinance Of The City Council Of The City Of Colton Amending Title 18 (Zoning) Of The Colton Municipal Code To Address Permitting For Residential Indoor Marijuana Cultivation (RIMC), ORDINANCE NO. O-02-17.
- (4) Second Reading of Ordinance No. O-03-17 – Waive full reading and pass second reading of Ordinance No. O-03-17, An Ordinance Of The City Council Of The City Of Colton Amending Section 18.50 (Signs) Of Title 18 Of The Colton Municipal Code And Amending The Official Zoning Map To Establish A Business District Sign Overlay, ORDINANCE NO O-03-17.
- (5) Application for Grant Funds for California Climate Investments Urban Greening Program - Approve and adopt a Resolution authorizing submittal of application(s) for California Climate Investments Urban Greening Program, which the City of Colton is eligible, and approve the professional services agreement for grant writing with Blais and Associates in the amount not to exceed \$9,730, in accordance with Colton Municipal Code 3.08.140(e), and authorize the City Manager to execute the contract documents, RESOLUTION NO. R-13-17.
- (6) Urban and Community Forestry Grant Program - Approve and adopt a Resolution for funding from the Urban and Community Forestry Grant Program provided through the Greenhouse Gas Reduction Fund, RESOLUTION NO. R-14-17.
- (7) First Amendment to Conservation Easement for the West Valley Habitat Conservation Plan – Authorize the City Manager to execute the first amendment to Conservation Easement for the West Valley Habitat Conservation Plan in favor of the Rivers & Lands Conservancy.
- (8) Award of Contract/Matich Corporation - Authorize the award of construction contract for the FY 16-17 Asphalt Paving Project to Matich Corporation as the lowest responsive and responsible bidder in the amount of \$661,752.50; authorize the City Manager to execute the contract and approve Change Orders not to exceed 10% of the awarded contract; and, approve and adopt a resolution amending the Fiscal Year 2016-17 Capital Improvement Program (CIP) budget to include Steel Road Paving Project, RESOLUTION NO. R-15-17.

PUBLIC HEARING

- (9) User Fee Update for Development Services Dept./ Building & Safety Division

TIME AND PLACED FIXED TO CONSIDER ADOPTING RESOLUTION NO. R-16-17, ESTABLISHING AN UPDATED FEE SCHEDULE FOR SERVICES PERFORMED BY THE DEVELOPMENT SERVICES DEPARTMENT/BUILDING & SAFETY DIVISION, AND

REPEALING PORTIONS OF RESOLUTION NOS. R-30-16 AND R-05-13 AS APPLICABLE THERETO.

Mayor DeLaRosa declared the Public Hearing Open.

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

STAFF PRESENTATION

Ramon Hernandez, Building Official, Development Services Department, presented for Council an overview of the agenda report; with the assistance of a PowerPoint presentation: 'Development Services Fee Update'; and concluded with staff's recommendation to adopt a resolution establishing an updated fee schedule for services performed by the Development Services Department; this will include a Personal Marijuana Cultivation Permit fee (\$335.00) to cover processing and inspection services associated with the Permit.

PUBLIC COMMENT

None

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

Vote: Unanimous

COUNCIL DISCUSSION

Discussion and discernment by Councilmembers present with questions and clarification provided by Building Official Hernandez; Development Serviced Director Tomich; City Manager Smith; and City Attorney Campos.

Discussion concluded with motion and second by CM Suchil/CM Jorin to approve and adopt Resolution No. R-16-17.

Vote: Unanimous

BUSINESS ITEMS

- (10) Organizational Study – Approve the Electric, Water, Wastewater and Public Works Department Proposed Reorganization in substantially the form recommended by Matrix Consulting Corporation.

Staff Presentation

David Kolk, Utility Director, presented for Council consideration a proposed reorganization of the Electric, Water, Wastewater and Public Works Department (*PowerPoint presentation*) and concluded with staff's recommendation: (1) approve the proposed reorganization in substantially the form recommended by Matrix Consulting Corporation; (2) a Resolution to approve new job descriptions, to amend the authorized position list, and approve the revised salary schedule will be brought to the City Council at a subsequent Council meeting. This will allow staff to begin "meet and confer" discussions with Teamsters and IBEW to implement the reorganization.

PUBLIC COMMENT

None

Council Discussion

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

Discussion concluded with motion and second by CM Navarro/Mayor DeLaRosa to approve staff's recommendation.

Vote: Unanimous

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS


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

CITY MANAGER'S REPORTS

None

ADJOURNMENT

At 8:05 p.m., Mayor DeLaRosa adjourned the Regular Council Meeting in memory of Mark DeLaRosa (*Brother of Mayor Richard DeLaRosa*).



Carolina R. Padilla
City Clerk