

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
REGULAR MEETING MINUTES

May 7, 2013

The Regular Meeting of the Colton City Council was held on the above-given date and was called to order at 5:00 p.m., in the Council Chambers of City Hall, with Mayor Sarah S. Zamora presiding. Roll Call was announced by City Clerk Eileen C. Gomez as follows:

CITY COUNCIL ROLL CALL

Council Members Present

Sarah S. Zamora, Mayor
Frank A. Gonzales
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil

Staff Present

Stephen P. Compton, Interim City Manager
Bonnie Johnson, Community Services Director
Bill Smith, Community Services Director
Marco Martinez, City Attorney
Eileen C. Gomez, City Clerk

Council Members/Staff Absent

David J. Toro, Mayor Pro Tem

City Attorney Martinez announced that the City Council would meet in Closed Session to discuss Items A and B and read the titles for the record.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to California Government Code, Section 54956.9(a)
Case Name: Kenneth Rulon v. City of Colton, et al
Case No. San Bernardino County Superior Court Case No. CIVSS 708536
(Appeal No. E057053)
- B. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency Designated Representative: Bonnie Johnson, Management Services Director and Ted Cooper, Human Resources Manager
Employee Organizations: SBPEA General Unit, SBPEA Mid-managers Unit, IBEW Electric, IBEW Water/Wastewater, Colton Fire Fighters Association, Colton Police Officers Association, Colton Police Management Association, and Colton Police Dispatchers Association

CLOSED SESSION PUBLIC COMMENT

None.

Mayor Zamora adjourned the meeting to Closed Session at 5:03 p.m. and at 6:18 p.m., the meeting reconvened. Roll Call was announced by City Clerk Gomez with all members present as heretofore, and MPT Toro being absent from this meeting due to his mother being ill.

City Attorney Martinez announced that the City Council did meet in Closed Session and did discuss Items A and B with 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

May 7, 2013

Open Session of the Regular Meeting was called to order on the above-given date at 6:18 p.m., in the Council Chambers of City Hall, with Mayor Sarah S. Zamora presiding. Roll Call was announced by City Clerk Eileen C. Gomez with all members present as heretofore.

CITY COUNCIL ROLL CALL

Council Members Present

Sarah S. Zamora, Mayor
Frank A. Gonzales
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil

Staff Present

Stephen P. Compton, Interim City Manager
Bonnie Johnson, Community Services Director
Bill Smith, Community Services Director
Marco Martinez, City Attorney
Eileen C. Gomez, City Clerk

Council Members/Staff Absent

David J. Toro, Mayor Pro Tem

INVOCATION

Pastor Paul Stumpf, Colton Community Church

FLAG SALUTE

Council Member Navarro led the flag salute in the absence of Joe Mojica of the VFW Post 6476.

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

None.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF MAY 7, 2013.

Mayor Sarah S. Zamora asked the members present if there were any agenda items that were a conflict of interest pursuant to CMC Section 2.04.030.

AB 1234 ORAL REPORTS

None.

APPOINTMENTS

None.

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Recognition - P & G Restaurant, presented to Peter Smirniotakis

Council Members Frank Gonzales and Susan Oliva presented a Certificate of Recognition to Mr. Peter Smirniotakis and the workers at P & G Restaurant, in honor of their new and improved upgrades to the restaurant, their great food and for their contributions to the community.

- Proclamation - Blue Ribbon Week, presented to Police Chief Steve Ward

Mayor Zamora read and presented a Proclamation to Police Chief Steve Ward in recognition of Blue Ribbon Week, honoring the men and women who gave their lives in the line of duty locally and nationwide.

COUNCIL WORKSHOP *Presentations*

- Miller Honey Caboose Donation

Community Services Director Bill Smith provided a PowerPoint presentation on the options for the permanent location of the Miller's Honey Caboose that was donated to the City. Mr. Smith answered questions from the Council, informing them that this item will be placed on a future agenda.

PUBLIC COMMENT

The following community members addressed the Council:

Dr. Luis Gonzalez; Rene Cespedes, Field Representative for Congressman Gary Miller; Kirk Larson, Christine Irish-Ré; Stan Stosel of IBEW Local #47; John Anaya, Utilities Commissioner; Jose Olivar, and Gloria Gaona of Seeds of Hope.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

Council Members made comments on various issues and activities throughout the community. CM Gonzales asked that the meeting be closed in memory of Monsignor Peter Luque, who passed away on April 21, 2013.

CITY TREASURER'S REPORTS

None.

CONSENT CALENDAR

The Consent Calendar Item Nos. 1 through 9, was presented for action by Council, with the following action taken:

CM Suchil pulled Item Nos. 5, 6 and 8 for questions.

CM Bennett pulled Item Nos. 4 & 8 for questions.

CM Oliva pulled Item No. 4 for questions and had comments on Item No. 8. She also announced that she will be abstaining on Item No. 6 due to her relationship with Union Pacific Railroad.

CM Navarro had questions on Item No. 8 & 9.

CM Gonzales had questions on Item Nos. 3, 5, 6, 7 & 9.

Motion and second by CM Bennett/Suchil, to approve Consent Calendar Item Nos. 1, 2, 3, 4, 6, 7 and 9, as presented, pulling Item Nos. 5 & 8 for separate vote. Motion carried with MPT Toro being absent and CM Oliva abstaining from the vote on Item No. 6 due to her relationship with Union Pacific Railroad.

Motion and second by CM Suchil/Bennett, to move Item No. 5 and approve staff's recommendation. Motion carried with MPT Toro being absent and CM Gonzales voting no.

Motion and second by CM Bennett/Suchil, to move Item No. 8 and approve staff's recommendation. Motion carried with MPT Toro being absent.

- (1) Minutes – Approved Minutes for the City Council Regular Meeting Held April 16, 2013, on File in the Office of the City Clerk.
- (2) Warrants – Approved Payable Warrants #134639 to #134771, Dated 3/21/13, Totaling \$1,931,834.66; Payable Warrants #134772 to #134912, Dated 3/28/13, Totaling \$2,438,448.39; and Payable Warrants #134913 to 135028, dated 4/4/13, Totaling \$734,158.07, on File in the Finance Department.
- (3) 2nd Reading of O-01-13 – Approved an Ordinance of the City Council of the City of Colton to Amend Various Provisions of Title 18 of the Colton Municipal Code Relating to Conditional Uses (File Index No. Dap-001-058). ORDINANCE NO. O-01-13.
- (4) Award of Contract to BBC Carpet One – Awarded a Contract to BBC Carpet One for the Installation of New Flooring at the Hutton, Luque & Gonzales Community Centers, and Authorize the City Manager to Execute Documentation to Effectuate this Contract.
- (5) Purchase of Emergency Vehicle Equipment – Approved the Piggyback Award and Purchase of Nine (9) New 2013 Ford Police Interceptor Sedans through Wondries Fleet Group in the Total Amount of \$223,261.11; Approve the Purchase of Nine (9) Panasonic

Toughbook Mobile Data Computers (MDC) through CDCE, Inc., in the Total Amount of \$49,097.17; Approve the Purchase and Installation Costs of the Related Emergency Vehicle Equipment to West Coast Lights & Sirens, Inc., in the Total Amount of \$83,770.92; Approve the Purchase of other Related Equipment (Police Radios, Vehicle Decals, etc) through Various Vendors (Motorola, Cop Car Graphics, LLC, etc) in the Total Amount of \$27,800.79.

- (6) Mt. Vernon Avenue Bridge Widening Project - Approved the Award of Professional Services Contract to KOA Corporation in the Amount of \$2,157,910.66 for the Environmental and Engineering of Mt. Vernon Avenue over Union Pacific Railroad (UPRR) Tracks Bridge Widening Project; Authorized the City Manager to Award the Construction Support Task for the Mt. Vernon Avenue over UPRR Tracks Bridge Widening Project in the Amount of \$105,866.10.
- (7) AB 109 Prison Realignment Program Funds - Authorized the Acceptance of \$75,920 from the Board of State and Community Corrections, (BCSCC) under the AB 109 Prison Realignment Program and Approved and Adopted a Resolution to Appropriate Funding, RESOLUTION NO. R-23-13.
- (8) Agua Mansa Sewer Main Improvement Project – Approved staff’s recommendation that the Council Find that the Proposed Project will not have a Significant Effect on the Environment Based on the Mitigation Measures Set Forth in the Case Record Herein and Adopted a Mitigated Negative Declaration and Mitigation Monitoring Program; and Approved Resolution, RESOLUTION NO. R-24-13.
- (9) Laurel Street Grade Separation Project – Approved the Underpass Agreement for the Laurel Grade Separation Project between the City of Colton, San Bernardino Association of Governments (SANBAG) and BNSF Railway Company; Approved the Option to Request Transfer of Real Property Agreement between the City of Colton and SANBAG for the Laurel Grade Separation Project.

PUBLIC HEARING

None.

BUSINESS ITEMS

- (10) Resource Sharing Agreement with City of Loma Linda - Approved and Adopted a Resolution to Approve a Resource Sharing Agreement with the City of Loma Linda, RESOLUTION NO. R-22-13.

Fire Chief Tim McHargue presented this item and answered questions from Council Members.

Motion and second by CM Oliva/Navarro, to move the item forward and approve staff’s recommendation. Motion carried with MPT Toro being absent.

CITY COUNCIL DISCUSSION ITEMS

None.

CITY MANAGER'S REPORTS

- Discussion of Moving or Canceling the Regular Council Meeting of May 21, 2013

There was discussion regarding the cancellation of the regular Council meeting scheduled to be held on Tuesday, May 21, 2013, and the possibility of having a Special Council meeting on Wednesday, May 22, 2013, due to council members and staff being out of town to attend the RECon Global Convention in Las Vegas. It was a consensus of the Council to cancel the regular meeting of May 21, 2013 and call a Special Council meeting to be held on Wednesday, May 22, 2013.

Interim City Manager Compton informed the Council that a staff report regarding the Design Review Committee will be on the next Council agenda. Mr. Compton also stated that the budget books were available and were distributed last week.

CM Gonzales asked that the meeting be closed in memory of Mr. Paul Wieler, a businessman and fellow Rotarian in Colton, who passed away on April 23, 2013.

ADJOURNMENT

At 9:00 p.m., Mayor Zamora adjourned and closed the Regular meeting in memory of Monsignor Peter Luque and Paul Wieler.



Eileen C. Gomez, CMC
City Clerk