

CITY COUNCIL/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND COLTON HOUSING AUTHORITY
CLOSED SESSION MINUTES

November 16, 2021

Closed Session Meeting was held on the above given date at 5:00 p.m., in City Hall, located at 650 North La Cadena Drive, Colton, California with Mayor Navarro presiding.

CITY COUNCIL ROLL CALL

Councilmembers present were Toro, Cisneros, Koperski (*absent/excused*), González, Echevarria, Suchil; and Mayor Navarro.

STAFF PRESENT

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

CLOSED SESSION

City Attorney Campos announced the City Council would meet in Closed Session to Discuss Item A/B/C/D/E).

A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)
Modern Pacific Homes, LLC. V. City of Colton, et al.,
San Bernardino Superior Court, Case No. CIVSB2120518

5:06 p.m. – Councilmember Suchil recused himself from the meeting due to a conflict of interest; he is precluded from considering this item as a member of the body, by virtue of his ownership of property within 500 feet of the project site related to the item before Council.

5:10 p.m. – Councilmember Suchil returned to Closed Session for the balance of the Closed Session Agenda;

B. CONFERENCE WITH LEGAL COUNSEL – EXPOSURE TO LITIGATION

Pursuant to Government Code Section 54956.9(d)(2)/(e)(1)
One (1) Potential Case

C. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6
Agency designated representatives: Tom Cody, Human Resources Director
Employee Groups:

- Teamsters Mid Managers Unit
- International Brotherhood of Electric Workers, Local 47 - Electric Division
- International Brotherhood of Electric Workers, Local 47 - Water/Wastewater Division
- Colton Police Management Association (CPMA)
- Colton Firefighters Association (CFA)
- Confidential Employees
- Executive Employees

D. PUBLIC EMPLOYEE EVALUATION

Pursuant to Government Code Section 54957
Title: City Attorney

E. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency Negotiator: Carlos Campos, City Attorney
Unrepresented Employee: City Manager

Mayor Navarro 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 did meet in Closed Session and discussed Item A/B/C/E: Direction to staff with no reportable action; Item D: Discussion of item will continue after the adjournment of the regular council meeting.

CITY COUNCIL/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND COLTON HOUSING AUTHORITY
REGULAR MEETING MINUTES

November 16, 2021

Regular Meeting held on the above-given date at 6:04 p.m. in City Hall, located at 650 North La Cadena Drive, Colton, California with Mayor Navarro presiding.

INVOCATION: Pastor Jonathon Florez
FLAG SALUTE: American Legion Post 155 Member Louie Barrera

CITY COUNCIL ROLL CALL

Council Members Present

Frank J. Navarro, Mayor
David J. Toro
Ernest R. Cisneros, Mayor Pro Tem
Dr. Luis S. González
John R. Echevarria
Isaac T. Suchil

Staff Present

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

Council Members Absent

Kenneth J. Koperski (*absent/excused*)

CEREMONIAL MATTERS

Presentations, Awards, Proclamations

- 2021 Small Business Saturday, November 27th

Mayor Navarro read a Proclamation declaring November 27, 2021 as 2021 Small Business Saturday; proclamation will be forwarded to the City of Colton Chamber of Commerce.

- Smoke-Free Spaces in the City of Colton

A presentation by the American Cancer Society entitled Smoke-Free Spaces in the City of Colton.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF NOVEMBER 16, 2021.

GIFT DISCLOSURES

Mayor Navarro 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 Navarro 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.

PUBLIC HEARINGS

(1) Redistricting Workshop #1

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING TO DISCUSS THE CITY'S REDISTRICTING WORKSHOP #1.

Mayor Navarro declared the Public Hearing open.

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

Staff Presentation

Attorney William Priest, BB&K, presented a report from staff and City's redistricting consultant on the redistricting process and permissible criteria to be considered to redraw district boundaries; and conduct a public hearing to receive public input on district boundaries.

Public Comment

None

Motion and Second by CM González/MPT Cisneros to close the public hearing.

Vote: Motion carried with CM Koperski absent.

Council Discussion

Discernment and discussion between Mayor and Councilmembers present, with clarification provided by staff: Attorney Priest.

With no objection by Mayor and Councilmember's present, report received and filed.

Public Comment

The following community members addressed the Council: John Baca; and Adrienne Rogers

CONSENT CALENDAR

Mayor Navarro presents the Consent Calendar Items 2 through 12.

City Manager

City Manager Smith announced a correction to Item 8, Consent Calendar, MOU Teamster Local 1932, Mid-Manager Employee Unit, page 5 of 45 (Packet Pg. 149) remove title line item Deputy City Clerk.

Motion and Second by CM González/CM Echevarria to approve the consent calendar Items 2 through 12;
Vote: Motion carried with CM Koperski absent.

- (2) Minutes - Approval of Minutes for the City Council Regular Meeting Held on November 02, 2021, on file in the Office of the City Clerk.
- (3) Warrants - Approve voucher numbers 195206 to 195335 dated 10/21/2021 and totaling \$2,283,472.69; voided check number 195207 for \$96,371.55; replacement check number 195337 for \$2,498.37; voucher numbers 195338 to 195423 dated 10/27/2021 and totaling \$77,479.19; voucher numbers 195336, 195424 to 195532 dated 10/28/2021 and totaling \$1,744,721.14 and a payroll disbursement listing dated 9/18/2021 to 10/01/2021 and totaling \$1,072,281.08.
- (4) Contract Award - Babcock Laboratories, Inc. - Approve Award of Contract to Babcock Laboratories, Inc. for Wastewater Laboratory Sampling and Analysis Services.
- (5) Easements - Electric Utility - Accept and Approve the Recordation of a Grant of Easement for Electric Purposes at 1047 West H Street.
- (6) Grant - Bureau of Justice - Approve and Adopt a Resolution for Acceptance of the Bureau of Justice Assistance Bulletproof Vest Partnership FY2020 Grant Award, RESOLUTION NO. R-122-21.
- (7) Grant - State of California - Approve and Adopt Resolution R-124-21 and Authorize the City Manager to Ratify Acceptance of \$1.5 Million in Grant Funding from the State of California to Purchase a KME Tractor Drawn Aerial Ladder Truck, RESOLUTION NO. R-24-21.
- (8) MOU's - Teamsters Mid-Management, IBEW Water/Waste Water, CFA & CPMA - Approve and Adopt a Memoranda of Understanding Resolution with Teamsters Mid-Management Union, IBEW Local 47 Water/Wastewater Association, Colton Police Management Association & Colton Firefighter Association, RESOLUTION NO. R-121-21.
- (9) Notice of Completion - 24 Inch Valve Installation Project - Approve Notice of Completion for the 24 Inch Valve Installation Project.
- (10) Notice of Completion - Wild Canyon Block Wall Project - Approve Notice of Completion for the Wild Canyon Block Wall Project.
- (11) Settlement Agreement - Six Cities Amendment 60 to the CAISO Tariff - Approve and Adopt a Resolution for Six Cities Amendment 60 Settlement Agreement, RESOLUTION NO. R-126-21.
- (12) Tract Map 20062 - Release of Bonds/Deposit - Approve Final Release of all Remaining Bonds and Subdivision Cash Deposit Guaranteeing Performance (Staking) for Tract Map 20062.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

CITY MANAGER'S REPORTS

City Manager announced the December 7, 2021 Regular Council Meeting will be cancelled as Councilmembers will be attending the Annual ICSE (*Innovating Commerce Serving Communities*) Conference (12/5 – 12/7/2021); expected date to return is on December 7, 2021; recommended to cancel with no objection by Council.

ADJOURNMENT

At 7:06 p.m. Mayor Navarro adjourned the Regular Council Meeting in Memorium of Deputy City Clerk Jacqueline Shook.

CLOSED SESSION (cont'd)

City Attorney Campos announced the City Council would continue to Closed Session to discuss Item D.

D. PUBLIC EMPLOYEE EVALUATION

Pursuant to Government Code Section 54957

Title: City Attorney

Mayor Navarro adjourned the meeting to Closed Session at 7:07 p.m. and at 7:30 p.m., the meeting reconvened, with all members present heretofore.

City Attorney Campos announced that the City Council met in Closed Session and discussed Item D; direction to staff and no reportable action.

ADJOURNMENT (cont'd)

At 7:31 p.m., Mayor Navarro adjourned the Regular Council Meeting.

Carolina R. Padilla
City Clerk