

CITY OF COLTON  
CITY COUNCIL/ REDEVELOPMENT AGENCY/COLTON UTILITY  
AUTHORITY/COLTON PUBLIC FINANCING AUTHORITY/COLTON HOUSING  
AUTHORITY/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
AND THE UTILITIES COMMISSION  
SPECIAL AND SPECIAL JOINT MEETING MINUTES

January 30, 2012

Special and Special Joint Meeting of the City Council/Redevelopment Agency/Colton Utility Authority/Colton Public Financing Authority/Colton Housing Authority/Successor Agency to the Redevelopment Agency and Members of the Utilities Commission of the City of Colton was held at 5:00 p.m., on Monday, January 30, 2012, at the Gonzales Center, Room 2, located at 670 Colton Avenue, Colton, California, with Mayor Pro Tem Gonzales presiding.

Mayor Pro Tem Gonzales called the meeting to order at 5:12 p.m. and asked City Clerk Gomez to announce roll call. City Clerk Gomez took roll with the following members present:

CITY COUNCIL ROLL CALL

Council Members Present

David J. Toro  
Frank A. Gonzales, Mayor Pro Tem  
Susan M. Oliva  
Deirdre H. Bennett  
Alex G. Perez

Staff Present

Rod Foster, City Manager  
Dean Derleth, City Attorney  
Eileen C. Gomez, City Clerk  
Aurelio De La Torre, City Treasurer  
Delmar Williams, City Attorney  
David Kolk, Utility Services Director  
Arthur Morgan, Redevelopment Manager  
Jessica Hurst, Accounting Manager  
Tim Lunt, Transmission & Distribution Superintendent  
Anthony Siegfried, Substation Superintendent

Council Members/Staff Absent

Sarah S. Zamora, Mayor  
Vincent Yzaguirre

UTILITIES COMMISSION ROLL CALL

Utilities Commissioners Present

Jose Olivar  
Kirk Larson  
Apolinar Espudo  
Fred Cordova

Utilities Commissioners Absent

Kathy Davis  
Mike Razo (unable to attend due to a conflicting board meeting)

City Attorney Derleth announced that the City Council would meet in Closed Session to discuss Item A. No reportable action is anticipated.

## CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code section 54956.9(b)  
Number of potential cases: 1

## PUBLIC COMMENT ON CLOSED SESSION

The following community members addressed the Council:

Jerry Almendarez, Colton Joint Unified School District, regarding the use of athletic fields at Colton Middle School.

Mayor Pro Tem Gonzales adjourned the closed session portion of the meeting and at 5:30 p.m., the special meeting reconvened. Roll Call was announced by City Clerk Gomez with all members present as heretofore.

City Attorney Derleth reported that in closed session, Council authorized a check in the amount of \$543,347.43, to be paid to the Colton Joint Unified School District. This amount was owed to the school district according to a prior pass through agreement. Any additional amounts will be forwarded to the Oversight Board.

## BUSINESS ITEMS

- (1) Amended Enforceable Obligation Payment Schedule – Approved and Adopted an Amended Enforceable Obligation Payment Schedule Pursuant to Part 1.8 of Division 24 of the California Health and Safety Code, RESOLUTION NO. 897.

City Manager Foster presented this item and explained that the Oversight Board will be coordinated in May as part of the winding down process of the Redevelopment Agency in accordance with the State of California.

Motion and second by CM Bennett/CM Perez, to move forward with staff recommendation. Motion carried with Mayor Zamora and CM Yzaguirre being absent.

- (2) Successor to Housing Assets and Functions - Approved and Adopted a Resolution Selecting the Public Entity (either the City, the Colton Housing Authority or the Housing Authority of the County of San Bernardino) to Assume the Housing Assets and Functions previously Performed by Redevelopment Agency for the City of Colton Pursuant to Part 1.85 of Division 24 of the California Health and Safety Code, RESOLUTION NO. R-02-12.

City Manager Foster explained the winding down process of the Redevelopment Agency. There were also comments from City Attorney Derleth and City Attorney Williams regarding staff's recommendations and the proposed action including the three (3) options.

Motion and second by CM Toro/CM Oliva, to adopt Resolution No. 02-12, choosing Option No. 2, electing NOT to retain such housing actions and functions and selecting the Colton Housing Authority as the entity to assume the housing assets and functions. Motion carried with Mayor Zamora and CM Yzaguirre being absent.

SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR THE CITY OF COLTON

- (3) Local Agency Investment Fund (LAIF) – Approved and Adopted a Resolution Authorizing Investment of Monies in the Local Agency Investment Fund, RESOLUTION NO. SAR-01-12.

City Treasurer De La Torre explained the State Treasurer’s policies regarding the Local Agency Investment Fund (LAIF) process and the need to adopt Resolution No. SAR-01-12, to meet the State Treasurer’s January 31<sup>st</sup> deadline.

Motion and second by CM Bennett/CM Toro, to adopt Resolution No. SAR-01-12, authorizing investment of monies in the Local Agency Investment Fund (LAIF). Motion carried with Mayor Zamora and CM Yzaguirre being absent.

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Mayor Pro Tem Gonzales called the Special Joint Meeting to order at 5:48 p.m. Council Roll Call was recorded by City Clerk Gomez with all members present as heretofore. MPT Gonzales asked Utilities Commission Chair Davis to announce Utilities Commission roll call, with the following members present:

Council Members Present

David J. Toro  
Frank A. Gonzales, Mayor Pro Tem  
Susan M. Oliva  
Deirdre H. Bennett  
Alex G. Perez

Staff Present

Rod Foster, City Manager  
Dean Derleth, City Attorney  
Eileen C. Gomez, City Clerk  
Aurelio De La Torre, City Treasurer  
Delmar Williams, City Attorney  
David Kolk, Utility Services Director  
Arthur Morgan, Redevelopment Manager  
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Tim Lunt, Transmission & Distribution Superintendent  
Anthony Siegfried, Substation Superintendent

Council Members/Staff Absent

Sarah S. Zamora, Mayor  
Vincent Yzaguirre

UTILITIES COMMISSION ROLL CALL

Utilities Commissioners Present

Jose Olivar, Vice Chair  
Kirk Larson  
Apolinar Espudo  
Fred Cordova  
Kathy Davis, Chair  
Donna Lewis

Utilities Commissioners Absent

Mike Razo (unable to attend due to a conflicting board meeting)

PUBLIC COMMENT

The following community members addressed the Council:

Cheri Zuccarelli, Gary Grossich, Robert B. Biersbach, Fred Cordova.

ROUNDTABLE DISCUSSION

- (4) Joint Goals & Objectives for the City Council and Utilities Commission, including Possible Discussion and Direction for On-going and Future Utility Operations, Work plans, Rates and Commission Interaction. On-going Projects may include Agua Mansa Operations, System Expansion, Solid Waste Operations, Water/Wastewater Operations, as well as Rate Related Discussions.

Utilities Director Kolk gave a PowerPoint presentation regarding the utility and regulatory obligations. There was discussion by Council Members and Commissioners regarding goals and plans for the next four years.

MAYOR AND COUNCIL COMMENTS AND QUESTIONS

Council Members gave comments and addressed staff with questions regarding the budget presentation. MPT Gonzales thanked all in attendance and stated that the Utilities Commission would be working on the rate study with the new Utility Services Director, David Kolk. MPT Gonzales also requested the Utilities Commission to provide a quarterly update to the Council regarding their progress.

ADJOURNMENT

Mayor Pro Tem Gonzales declared the Special and Special Joint Meeting adjourned at 7:34 p.m.

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Eileen C. Gomez, CMC  
City Clerk