

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

November 20, 2012

The Regular Meeting of the Colton City Council was held on the above-given date and was called to order at 5:05 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
David J. Toro
Frank A. Gonzales, Mayor Pro Tem
Vincent Yzaguirre (arrived at 5:45 p.m.)
Susan M. Oliva
Deirdre Bennett
Alex G. Perez

Staff Present

Rod Foster, City Manager
Dean Derleth, City Attorney
Eileen C. Gomez, City Clerk

Council Members/Staff Absent

None.

City Attorney Derleth announced that the City Council would meet in Closed Session to discuss Items A and B that no reportable action was anticipated.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code section 54956.9(a)
Case Name: Linda Ramirez v. Calley Nicole Buyer, et al.
Case Number: San Bernardino County Superior Court Case No. CIVSS700896
- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Pursuant to Government Code section 54956.9(a)
Case Name: April Aldna & Roberto Uvillado v. City of Colton, et al.
Case Number: US District Court, Central District of California, Case No. ED CV11-01960 VAP (DTBx)

Mayor Zamora adjourned the meeting to Closed Session at 5:05 p.m. and at 6:04 p.m., the meeting reconvened. Roll Call was announced by City Clerk Gomez with all members present as heretofore.

City Attorney Derleth announced that the City Council did meet in Closed Session to 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

November 20, 2012

Open Session of the Regular Meeting was called to order on the above-given date at 6:04 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
David J. Toro
Frank A. Gonzales, Mayor Pro Tem
Vincent Yzaguirre
Susan M. Oliva
Deirdre 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

Council Members/Staff Absent

None.

INVOCATION

Pastor Dane Aaker, Centerpoint Church

FLAG SALUTE

Tomas Leon, VFW Post 6476

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

None.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF NOVEMBER 20, 2012.

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. None.

AB 1234 ORAL REPORTS

None.

APPOINTMENTS

None.

PUBLIC COMMENT

The following community members addressed the Council:

John Hutton, Christine Irish-Ré and Steve Martin.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

Council Members made comments on various issues and activities throughout the community.

CITY TREASURER'S REPORTS

- Receive and File City Treasurer's Reports for September 2012

City Treasurer De La Torre presented a report for September 2012 as receive and file.

CONSENT CALENDAR

City Manager Foster presented Consent Calendar Item Nos. 1 through 9 for action by Council.

The following action was taken on the Consent Calendar:

CM Bennett pulled Item No. 4 and City Attorney Derleth advised Council Members to consider bringing this item back to a future Council meeting once the new Council is sworn in.

MPT Gonzales had questions on Item No. 7. There was discussion on this item and it was decided that this item be continued to the December 4, 2012 Council meeting.

Motion and second by CM Yzaguirre/Perez, to approve Consent Calendar Item Nos. 1 through 9, with the exception of Item No. 4, to be placed on a future agenda and Item No. 7, to be continued to the next regular Council meeting on December 4, 2012. Unanimous vote.

PUBLIC COMMENT

Isaac Suchil – Item No. 4

Peter Sternberg, Republic Services – Item No. 7

- (1) Minutes – Approved Minutes for the City Council Regular Meetings Held August 7, 2012 and August 21, 2012, on File in the Office of the City Clerk.

- (2) Warrants – Approved Payable Warrants #131672 to #131803, Dated 10/11/12, Totaling \$2,802,827.76; Payable Warrants #131804 to #131928, Dated 10/18/12, Totaling \$768,359.44; Payroll Disbursement Listing for 10/13/12 to 10/26/12, Totaling \$564,675.97, on File in the Finance Department.
- (3) Conflict of Interest Code (Form 700) - Approved and Adopted a Resolution Amending the Conflict of Interest Code, RESOLUTION NO. R-75-12.
- (4) Manual of Procedure - Approve and Adopt a Resolution Adopting the Revised City Council Manual of Procedure and Rescinding Resolution No. R-150-07, RESOLUTION NO. R-76-12. **(Continued to a future meeting)**
- (5) Amended 2010 Regional Urban Water Management Plan (RUWMP) – Approved and Adopt a Resolution Adopting the Amended 2010 Regional Urban Water Management Plan, RESOLUTION NO. R-74-12.
- (6) Institutional Controls Groundwater Management Program Agreement – Approved the Amendment to the Institutional Controls Groundwater Management Program Agreement.
- (7) Waste Disposal Agreement - Approve to Amend the Waste Disposal Agreement (WDA) between the County of San Bernardino and City of Colton to Change the Termination Date from June 30, 2013 to June 30, 2016. **(Continued to December 4, 2012)**
- (8) Pole Attachment License Agreement with Sunesys, LLC. - Authorized the City Manager to Execute the Pole Attachment License Agreement with Sunesys, LLC., and Authorize to Execute this and Future Pole Attachment License Agreements.
- (9) Award of Bid to Howard Industries - Awarded Bid for Various Transformers for the Electric Utility to Howard Industries in the Amount of \$89,889.36.

PUBLIC HEARING

- (10) User Fee Study

TIME AND PLACE FIXED TO CONSIDER ADOPTING A RESOLUTION ESTABLISHING A CITYWIDE MASTER FEE SCHEDULE FOR SERVICES PERFORMED BY AND/FOR THE CITY AND REPEALING CERTAIN EXISTING RESOLUTIONS

Mayor Zamora opened the Public Hearing and the City Clerk announced that no protests or objections were received.

Management Services Director Bonnie Johnson gave a brief summary on the progress of the user fee study and introduced Greg Tobler, Senior Project Analyst from Willdan Financial Services. Mr. Tobler gave a PowerPoint presentation on the Comprehensive User Fee Study for the City, and answered questions from the Council.

Motion and second by CM Toro/Yzaguirre, to continue the public hearing to the Council meeting to be held on December 18, 2012. Unanimous vote.

BUSINESS ITEMS

None.

CITY COUNCIL DISCUSSION ITEMS

None.

CITY MANAGER'S REPORTS

City Manager Foster gave a report on the League of California Cities legislative briefing in Riverside, which was attended by Mayor Zamora and Council Member Oliva. The briefing was on state legislation and various bills that passed throughout the year and what the league will be lobbying for including pension reform. City department heads also received this information via a webinar also provided by the state.

ADJOURNMENT

At 9:00 p.m., Mayor Zamora adjourned the regular council meeting.



Eileen C. Gomez, CMC
City Clerk