

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

December 3, 2013

The Regular Meeting of the Colton City Council was held on the above-given date and was called to order at 5:02 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, Mayor Pro Tem
Frank A. Gonzales (arrived at 5:22 pm)
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil

Staff Present

Stephen P. Compton, City Manager
Eileen C. Gomez, City Clerk
Cristina Talley, City Attorney
Bill Smith, Community Services Director
Dr. David Kolk, Electric Utility Director
Amer Jakher, Public Works Director

Council Members/Staff Absent

None

City Attorney Cristina Talley read Closed Session titles A and B into the record.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4)
Number of Potential Cases: 1 (City of Grand Terrace – Sewer Agreement)

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Name of Case: San Bernardino Public Employees Association v. City of Colton, CSMCS
Case No. ARB-13-0016

CLOSED SESSION PUBLIC COMMENT

None.

Mayor Sarah S. Zamora adjourned the meeting to Closed Session at 5:03 p.m. and at 6:02 p.m., the meeting reconvened, with Mayor Sarah S. Zamora presiding. Roll Call was announced by City Clerk Eileen C. Gomez with all members present as heretofore.

City Attorney Talley announced that the City Council did meet in Closed Session and discussed Items A and B with no reportable action.

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CITY OF COLTON/COLTON UTILITY AUTHORITY/
COLTON PUBLIC FINANCING AUTHORITY AND
COLTON HOUSING AUTHORITY
REGULAR MEETING

December 3, 2013

Open Session of the Regular Meeting was called to order on the above-given date at 6:03 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, Mayor Pro Tem
Frank A. Gonzales
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil

Staff Present

Stephen P. Compton, City Manager
Eileen C. Gomez, City Clerk
Cristina Talley, City Attorney
Aurelio De La Torre, City Treasurer
Misty Cheng, Interim Finance Director
Amer Jakher, Public Works Director
Dr. David Kolk, Electric Utility Director
Steve Ward, Police Chief
Tim McHargue, Fire Chief
Bill Smith, Community Services Director
Mark Tomich, Development Services Director

Council Members/Staff Absent

None.

INVOCATION

Pastor Jim Spellman, Centerpoint Church

FLAG SALUTE

Tomas Leon and Joe Mojica, VFW Post 6476

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Recognition – Margaret M. Match, Historic Preservation Commissioner

Council Member Frank Gonzales read the Certificate of Recognition to Mrs. Margaret M. Match for over 20 years of service on the Historic Preservation Commission and for her volunteerism in the community. Council Member Gonzales asked City Clerk Gomez to deliver the certificate to Mrs. Match since she was unable to attend the Council meeting.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF DECEMBER 3, 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.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

City Manager Compton introduced Misty Cheng, Interim Finance Director and gave a brief overview of her background and experience.

APPOINTMENTS

None.

PUBLIC COMMENT

The following community members addressed the Council:

John Anaya, Sr.

CITY TREASURER'S REPORTS

None.

CONSENT CALENDAR

Mayor Zamora presented Consent Calendar Item Nos. 1 through 9 for action by Council.

The following action was taken on the Consent Calendar:

CM Gonzales had questions on Item Nos. 4 and 8.

Motion and second by CM Suchil/Bennett, to approve the Consent Calendar as presented. Motion carried with CM Oliva being absent from the dais.

- (1) Minutes – Approved Minutes for the City Council Regular Meeting Held November 19, 2013, on File in the Office of the City Clerk.
- (2) Warrants – Approved Payable Warrants #138390 to #138498, Dated 10/10/13, Totaling \$706,617.91; Payable Warrants #138499 to #138603, Dated 10/17/13, Totaling \$1,853,815.57; and a Payroll Disbursement Listing for the Period 10/26/13 to 11/08/13, Totaling \$647,787.16, and Payroll Disbursement Listing for the Period 11/09/13 to 11/22/13, Totaling \$774,571.06, on file in the Finance Department.
- (3) Second Reading of Ordinance No. O-07-13 – Waived Full Reading and Passed Second Reading of an Ordinance of the City Council of the City of Colton Approving the Iron Horse Development Agreement Amendment No. 1 for Property Generally Located East of Barton Road and South of Hilltop Drive, within the Reche Canyon Specific Plan (File Index No.: DAP-001-112). *Environmental Determination: An EIR was previously certified, SCH #2005041028, on August 8, 2006 by resolution number R-06-06 that addresses all of the environmental impacts of the project as set forth in the DA. Because Amendment No. 1 does not alter the scope of the project in any way, it does not create any new direct or indirect environmental impact beyond what was already addressed in the EIR. Therefore, no further environmental analysis is required for this action, ORDINANCE NO. O-07-13.*
- (4) Community Public Facility Needs Assessment – Authorized the City Manager to Seek Consulting Firms through a Request for Qualifications (RFQ) to Provide to the City a

Community Public Facilities – Needs Assessment and Approved Council Resolution Appropriating Funds in the Amount of \$50,000, RESOLUTION NO. R-92-13.

- (5) Purchase of Circuit Breakers for West Substation – Waived the Formal Bidding Requirements for Non-Public Projects in Accordance with Colton Municipal Code Section 3.08.140(e), and Award a Contract for the Purchase of Circuit Breakers for the West Substation to Areva T&D, Inc., c/o McAvoy and Markham Engineering and Sales, Inc., in the Amount of \$272,808.
- (6) Award of Bid for Various Transformers for the Electric Utility Department – Awarded a Bid for Various Size Transformers for the Electric Utility Department as Follows: 1 through 4 and Item 7, of the Bid Analysis, to One Source in the Amount of \$81,427.68, and Items 5 through 6 to Howard Industries c/o Young & Co., in the Amount of \$54,280.80.
- (7) Award of Bid/Virginia Transformer Corporation – Approved the Award of Contract for the Supply of Transformer for the Agua Mansa Electric West Substation Project to Virginia Transformer Corporation in the Amount of \$528,141.12.
- (8) Amendment to Professional Services Agreement with West Power Inc. - Approved the First Amendment to the Professional Services Agreement with West Power, Inc., (1) to Amend the Scope of Work to Include (a) Design a 66KV Switchyard for the Agua Mansa Power Plant, and (b) Design a 66 kV Overhead Power Line from Agua Mansa Power Plant to West Substation; (2) to Increase the Total Compensation by \$91,050 for the Additional Services; and (3) to Extend the Term to October 31, 2014.
- (9) Review of District Boundaries – Received and Filed the Memorandum and discussed City Council District Population Changes from 2000 Federal Census to 2010 Federal Census.

PUBLIC HEARING

- (10) 2013 California Building Standards Code

TIME AND PLACE FIXED TO CONSIDER ADOPTING AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLTON AMENDING SECTIONS 15.04.010, 15.04.020, 15.04.090, AND CHAPTER 15.16 OF THE COLTON MUNICIPAL CODE BY ADOPTING BY REFERENCE THE 2013 EDITIONS OF THE CALIFORNIA BUILDING STANDARDS CODE AND RELATED MODEL BUILDING CODES WITH APPENDICES AND AMENDMENTS THERETO. Environmental Determination/CEQA - *This ordinance is not subject to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.*

Development Services Director Tomich provided a brief background on the state mandated code update and explained previous actions on local amendments.

Mayor Zamora read the title of Ordinance No. O-06-13 into the record. City Clerk Gomez announced that the affidavit of publication is on file in the City Clerk's Office and no protests were received.

Mayor Zamora opened the Public Hearing.

PUBLIC COMMENT

None.

Council Member Gonzales continued with discussion and addressed questions to Development Services Director Tomich regarding this project.

Mayor Zamora closed the public hearing.

Motion and second by CM Bennett/Navarro, to close the Public Hearing.

Motion and second by CM Bennett/Oliva, to move this item and approve staff's recommendation. Unanimous vote.

BUSINESS ITEMS

None.

CITY COUNCIL DISCUSSION ITEMS

Council Member Oliva announced that the Proclamation for Union Pacific will be moved to the December 17, 2013 Council meeting due to the representatives not being able to attend this meeting.

Council Member Gonzales began discussion regarding receptacles for syringes needed throughout the City. Council Member Gonzales also stated that the information on Channel 3 is not large enough to read the details for the locations. Community Services Director Smith and Fire Chief McHargue both informed the public that they are working on more notifications with this information being available to the public.

CITY MANAGER'S REPORTS

(11) Discussion Regarding Council Meeting of January 7, 2014.

City Manager Compton provided a brief summary of his City Manager's report, announcing that the Plaza Las Glorias sign has been removed and the new planters in front of City Hall were installed. There was discussion regarding the cancellation of the Council meeting scheduled to be held on January 7, 2014, and it was a consensus of the Council to go dark on that day. The first regular Council meeting of 2014 is scheduled to be held on January 21, 2014.

ADJOURNMENT

Motion and second to adjourn by CM Oliva/Suchil. At 6:43 p.m., Mayor Zamora adjourned the Regular Council meeting.



Eileen C. Gomez, CMC
City Clerk