

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

February 7, 2012

Closed Session meeting was held on the above-given date at 5:06 p.m. in the City Manager's Conference Room in City Hall, with Mayor Sarah S. Zamora presiding.

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
Alex G. Perez

Staff Present

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

Council Members/Staff Absent

Deirdre H. Bennett
Aurelio De La Torre, City Treasurer

City Attorney Derleth announced that the City Council would meet in Closed Session to discuss Items A through C. He also noted for the record that Council Member Oliva will be recusing herself from discussion on Items A and B due to her relationship with Union Pacific. No reportable action is anticipated.

CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: City of Colton v. Ernest Grossich
Case Number: San Bernardino County Superior Court Case No. CIVSS 701112

- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: Gary Grossich, Ernest Grossich, et al. v. City of Colton, et al.
Case Number: San Bernardino County Superior Court Case No. CIVDS 917057

- C. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Government Code Section 54957
Title: City Manager, City Attorney

PUBLIC COMMENT ON CLOSED SESSION

None.

Mayor Zamora adjourned the meeting to Closed Session at 5:07 p.m. and at 6:31 p.m., the meeting reconvened. Roll Call was announced by City Clerk Gomez with all members present as heretofore.

City Attorney Dean Derleth reported that they did meet and did discuss Items A through C with no reportable action. He also noted for the record that Council Member Oliva recused herself from discussion on Items A and B due to her relationship with Union Pacific

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CITY OF COLTON/COLTON UTILITY AUTHORITY/
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COLTON HOUSING AUTHORITY
REGULAR MEETING

February 7, 2012

Regular Meeting was held on the above-given date at 6:31 p.m., in the Council Chambers of City Hall, with Mayor Sarah S. Zamora presiding.

INVOCATION

Jonathan Florez, First Assembly of God

FLAG SALUTE

Thomas Leon, VFW Post 6476

CITY COUNCIL ROLL CALL

Council Members Present

Sarah S. Zamora, Mayor
David J. Toro
Frank A. Gonzales, Mayor Pro Tem

Staff Present

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

Vincent Yzaguirre
Susan M. Oliva
Alex G. Perez

Council Members/Staff Absent

Deirdre H. Bennett
Aurelio De La Torre, City Treasurer

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Colton Chamber of Commerce Community Service Awards

Laura Morales, Executive Director, announced the recipients of the Colton Chamber Community Service Awards that were presented at the Installation of the Chamber Officers event. The recipients were as follows: Amanda Corridan, Principal of Colton High School – Citizen of the Year; Ashley Furniture – Chamber Member of the Year; Devan Hussey - 2011 Scholarship Recipient; Summit Career College – Chamber Sponsor of the Year; Printing and Promotions Plus – Chamber Patron of the Year; Jane Gerth – Volunteer of the Year; Lou Buitron – Outstanding Board Member of the Year; Premier Medical Transportation – Business of the Year; Todd Smith – Police Officer of the Year; Tom Hendrix – Fire Fighter of the Year.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF FEBRUARY 7, 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

CM Oliva announced that she had the opportunity to attend the League of California Cities Policy Committee meeting for the Parks & Recreation Commissions in Sacramento. She was able to speak on behalf of our City and provided a brief update on the Healthy Eating Active Living (H.E.A.L.) campaign.

CM Gonzales thanked and recognized Laura Morales as our newest Colton Joint Unified School Board Member and for her work as the Executive Director to the Colton Chamber of Commerce. He announced that he is a Board Member for Omnitrans and encouraged Reche Canyon residents to contact the Council Office at (909) 370-5060 for information on obtaining a bus pass for that area.

APPOINTMENTS

Mayor Zamora announced that she would like to change her appointment on the San Bernardino Airport Authority (SBIAA) and Inland Valley Development Agency (IVDA) boards from the primary member to the alternate member and asked Council Member Oliva to serve on both boards as the primary member. CM Oliva accepted both appointments.

PUBLIC COMMENT

The following community members addressed the Council:

Laura Morales, Stephen Wall, Christine Irish-Re, Albert Zamora, Fred Cordova, Ron Lawrence and John Anaya, Sr.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

CITY TREASURER'S REPORTS

None.

CONSENT CALENDAR

City Manager Foster presented Consent Calendar Item Nos. 1 through 4 for action by Council, and added an amendment to Item pulling Item No. 4.

The following action was taken on the Consent Calendar:

Motion and second by CM Yzaguirre/CM Oliva, to approve Consent Calendar Item Nos. 1 through 4, with the amendment to Item No. 4, as presented. Motion carried with Council Member Bennett being absent.

- (1) Minutes – Approved Minutes for the City Council Special Meeting Held January 11, 2012; Minutes for the City Council Regular Meeting Held January 17, 2012, on File in the Office of the City Clerk.
- (2) Warrants – Approved Payable Warrants #126131 to #126269, Dated 12/15/11, Totaling \$1,071,147.36; Payable Warrants #126270 to #126407, Dated 12/22/11, Totaling \$608,929.11; Payroll Disbursement Listing for 12/10/11 to 12/23/11, Totaling \$565,741.08; and Payroll Disbursement Listing for 12/24/11 to 01/06/12, Totaling \$578,324.07 ; Payable Warrants #126408 to #126571, Dated 1/5/12, Totaling \$3,692,855.04; Payable Warrants #126572 to #126704, Dated 1/12/12, Totaling \$356,590.42; Payable Warrants #126705 to #126785, Dated 1/19/12, Totaling \$1,704,176.38; an Payroll Disbursement Listing for the period 1/7/12 to 1/20/12, Totaling \$556,761.05, on File in the Finance Department.
- (3) 2nd Reading of Ordinance No. O-01-12 – Waived Second Reading and Approved Second Reading of an Ordinance to Amend Title 5 of the Colton Municipal Code to Revise Business License Renewal Timeframes, **ORDINANCE NO. O-01-12**.
- (4) 2012 Legislative Program - It was Recommended that the City Council, Acting as the Council and Board of Directors for all Subsidiary Bodies, Adopt the 2012 Colton Legislative Program.

BUSINESS ITEMS

- (5) Social Host Ordinance - Waived Full Reading and Introduced by Title Only Ordinance No. O-02-12, an Ordinance of the City Council Adding Chapter 9.15 to the Colton Municipal Code to Prohibit the Hosting of Gatherings at which Alcoholic Beverages and/or other Harmful Substances are Consumed by Minors, **ORDINANCE NO. O-02-12.**

Motion and second by CM Yzaguirre/MPT Gonzales to waive full reading and introduce by title only, Ordinance No. O-02-12. City Attorney Derleth read the full title into the record. Motion carried with CM Bennett being absent.

- (6) Draft Conservation Strategy for Delhi Sands Flower-loving Fly – Confirmed Draft Conservation Strategy for the Delhi Sands Flower-loving Fly (West Valley area), and Directed Staff to Finalize Habitat Conservation Plan for Submittal to the Fish & Wildlife Service.

Motion and second by CM Toro/CM Oliva to move forward with staff recommendations. Motion carried with CM Bennett being absent.

- (7) Comprehensive Annual Financial Report - Received and Filed the Comprehensive Annual Financial Report for the Year Ended June 30, 2011 and the Related Reports on Internal Controls and the Report to the Audit Committee.

It was the consensus of the Council to Receive and File this item.

CITY COUNCIL DISCUSSION ITEMS

None.

CITY MANAGER'S REPORTS

None.

ADJOURNMENT

At 8:59 p.m., Mayor Sarah Zamora adjourned the Regular Meeting in memory of Vicky Chavez, friend of Council Member Susan Oliva.



Eileen C. Gomez, CMC
City Clerk