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 AND SPECIAL MEETING MINUTES

May 1, 2012

Regular and Special Closed Session meetings were held on the above-given date at 5:07 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
Susan M. Oliva
Deirdre H. Bennett

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

Council Members/Staff Absent
Vincent Yzaguirre (arrived at 5:17 p.m.)
Alex G. Perez (arrived at 5:40 p.m.)
Aurelio De La Torre, City Treasurer

City Attorney Derleth announced that the City Council would meet in Closed Session to discuss Item A and would also meet to discuss three items on the Special Meeting agenda concurrently. City Attorney Derleth read the titles for both the Regular and Special Closed Session meetings.

CLOSED SESSION

REGULAR CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Kenneth Rulon v. City of Colton et al
SB County Superior Court Case No. CIVSS 708536

SPECIAL CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: Nature's Quest et. al. v. City of Colton
Case Numbers (2 cases): San Bernardino County Superior Court Case No. CIVDS 1104137 and CIVDS 1110075

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: City of Colton v. Organic Garden Collective
Case Number: San Bernardino County Superior Court Case No. CIVDS 1102363

C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Case Name: Organic Garden Collective v. City of Colton
Case Number: San Bernardino County Superior Court Case No. CIVDS 110074

PUBLIC COMMENT ON REGULAR AND SPECIAL CLOSED SESSION
None.

Mayor Zamora adjourned to the Regular and Special Closed Session meetings at 5:07 p.m. and at 6:03 p.m., the Special meeting was closed and the Regular meeting reconvened. Roll Call was announced by City Clerk Gomez with all members present.

City Attorney Derleth reported that the City Council did meet and did discuss Item A on the Regular Council Meeting agenda and also on Items A through C on the Special Council Meeting agenda with no reportable action. City Attorney Derleth also announced that the Special Meeting be closed and that the Regular Council meeting reconvene.

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

May 1, 2012

Regular Meeting was held on the above-given date at 6:03 p.m., in the Council Chambers of City Hall, with Mayor Sarah S. Zamora presiding.

INVOCATION
Pastor Dane Aaker, Centerpoint Church

FLAG SALUTE
Bernardo Moyeda, VFW Post 6476

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 H. Bennett
Alex G. Perez

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

Council Members/Staff Absent
Aurelio De La Torre, City Treasurer (arrived at 6:30 p.m.)

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- **Proclamation** – 125th Birthday Celebration for Centerpoint Church

Council Member Toro read the Proclamation in honor of the 125th Birthday Celebration for Centerpoint Church and presented it to Pastor Dane Aaker, congratulating him on 125 years of providing worship services in Colton. In honor of this celebration, there was a video presentation showing the history of Centerpoint Church in Colton.

- **Proclamation** – American Cancer Society

Council Member Bennett read the Proclamation in honor of the month of May being recognized as National Cancer Awareness Month. Paula Flores, a long-time volunteer for the American Cancer Society, received the Proclamation and invited the public to attend the Relay for Life event to be held on Saturday, May 18 and 19, 2012, at Colton High School. She also passed purple ribbons out at the dais in honor of cancer awareness and stated that other volunteers were in the process of "painting the town purple" by tying purple ribbons on trees and poles around Colton.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISLOSURES FOR THE COUNCIL MEETING OF MAY 1, 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:

Paula Flores and Kimberly Burleson (Relay for Life); Christine Irish-Ré and Laverta Page.

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 3 for action by Council.

The following action was taken on the Consent Calendar:

Motion and second by CM Yzaguirre/MPT Gonzales, to approve Consent Calendar Item Nos. 1 through 3, pulling Item No. 2 for discussion. Unanimous vote.

(1) Warrants – Approved Payable Warrants #128072 to #128188, Dated 04/05/2012, Totaling $559,185.15; Payable Warrants #128189 to #128351, Dated 04/11/2012, Totaling $922,081.05; and Payroll Disbursement Listing for 03/31/2012 to 04/13/2012, Totaling $567,646.19, on File in the Finance Department.

(2) G&G Environmental Change Order – Approved Additional Funds to Existing Contract in an Amount of $81,800 for G&G Environmental Compliance Inc. to Cover Additional Wastewater Regulatory Services and Stormwater Program Industrial User Inspections.

(3) California Public Employees' Retirement System - Waived Full Reading and Passed Second Reading of Ordinance No. O-07-12, an Ordinance of the City of Colton, Authorizing an Amendment to the Contract between the City and the Board of Administration of the California Public Employees' Retirement System (CalPERS). **ORDINANCE NO. O-07-12.**

PUBLIC HEARING

None.

BUSINESS ITEMS

(4) Second Reading of Ordinance No. O-04-12/ La Paz Solar Tower, LLC Purchase Power Agreement - It is Recommended that the City Council Waive Full Reading and Pass Second Reading of Ordinance No. O-04-12, an Ordinance of the City of Colton Approving the Purchase Power Agreement between Southern California Public Power Authority (SCPPA) and La Paz Solar Tower, LLC. **ORDINANCE NO. O-04-12**

Motion and second by MPT Gonzales/CM Bennett, not to pass second reading of Ordinance No. O-04-12, and not to approve the Purchase Power Agreement between Southern California Public Power Authority (SCPPA) and La Paz Solar Tower, LLC. Motion carried with CM Perez voting No on this motion.

(5) Customer Service Policies – Provide direction to staff regarding policies related to providing utility services to the residents and business owners of Colton.

There was discussion regarding the formation of a customer service ad hoc committee to handle the customer service policies. It was a consensus of the Council that Mayor Zamora, Council Member Oliva and Council Member Yzaguirre serve as the members of the Customer Service Ad Hoc Committee.

The following community members addressed the Council on this item:

Gary Grossich and Jose Olivar

(6) Rental Housing Registration and Inspection Program Ordinance – Waive First Reading and Introduce by Title Only an Ordinance of the City Council of the City of Colton, adding Chapter 15.49 to the Colton Municipal Code relating to the Rental Housing Registration and Inspection Program. **ORDINANCE NO. O-05-12**

It was a consensus of the Council to continue this item to a future meeting for further discussion.

The following community members address the Council on this item:

Jose Olivar

CITY COUNCIL DISCUSSION ITEMS

None.

CITY MANAGER'S REPORTS

City Manager Foster thanked the Council for their participation in the government process.

ADJOURNMENT

At 8:00 p.m., Mayor Sarah Zamora adjourned the regular council meeting.

Eileen C. Gomez, CMC
City Clerk