

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 18, 2014

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 (arrived at 5:05 pm)
Frank A. Gonzales (arrived at 5:15 pm)
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil, Mayor Pro Tem

Staff Present

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

Council Members/Staff Absent

None.

City Attorney Cristina Talley read Closed Session titles A through D into the record.

CLOSED SESSION

- A. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency Designated Representatives: Ted Cooper, Human Resources Manager
- B. 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)
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case Name: Estate of Hotalio Serrano, et al. v. City of Colton, et al.
Case Number: 5:13-CV-00519-JAK-OP (USDC, C.D. Cal.)
- D. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case Name: Largo Concrete, Inc. v. City of Colton, et al.
Case Number: San Bernardino County Superior Court Case No. CIVDS1400406

CLOSED SESSION PUBLIC COMMENT

None.

Mayor Sarah S. Zamora adjourned the meeting to Closed Session at 5:04 p.m. and at 6:07 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 Cristina Talley announced that the City Council did meet in Closed Session and discussed Items A through C with no reportable action, and will return to Closed Session to discuss Item D at the end of Open Session.

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

February 18, 2014

Open Session of the Regular Meeting was called to order on the above-given date at 6:06 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
Frank J. Navarro
Susan M. Oliva
Deirdre H. Bennett
Isaac T. Suchil, Mayor Pro Tem

Staff Present

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

Council Members/Staff Absent

None.

INVOCATION

Pastor Gilbert Arrieta, Colton First Assembly

FLAG SALUTE

Joe Mojica, VFW Post 6476

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Presentation - Business Focus – Sandy’s Hair Designs

Council Member Frank Gonzales and Council Member Deirdre Bennett presented a Business Focus You Make A Difference Certificate to Sandy’s Hair Design. Council Member Gonzales provided a

history of their 30 years of business in the City of Colton and stated that his wife Lee has been a regular customer. Council Member Gonzales introduced Sandy Johnson and each one of her stylists which had over 95 years of service between them. Council Member Bennett also announced that although Sandy's Hair Designs is close to District 5, it is in District 6.

- Presentation - Inland Master Gardeners

Mr. Ron Lang with the Inland Master Gardeners gave a presentation regarding the Garden Festival and Flower Show to be held on March 8, 2014 at the Hutton Community Center from 10:00 a.m. to 4:00 p.m. Mr. Lang explained that there will be speakers from the Orchid Society, Inland Master Gardeners, and others providing information about various ways to raise drought tolerant plants and improving gardening skills including the use of recyclables.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISLOSURES FOR THE COUNCIL MEETING OF FEBRUARY 18, 2014.

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 DISCUSSION ITEMS

None.

APPOINTMENTS

None.

PUBLIC COMMENT

The following community members addressed the Council:

Linda Tripp, Historic Preservation Commissioner; Dr. Luis Gonzalez, Christine Irish-Rey and John Anaya, Utilities Commissioner.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

It was a consensus of the Council to move this item to the end of Open Session.

CITY TREASURER'S REPORTS

- Receive and File City Treasurer's Report for December 2013.

It was a consensus of the Council to receive and file the City Treasurer's report for December 2013, as presented by City Treasurer Aurelio De La Torre.

CONSENT CALENDAR

Mayor Zamora presented Consent Calendar Item Nos. 1 through 11 for action by Council.

The following action was taken on the Consent Calendar:

CM Gonzales had questions on Item Nos. 3, 4, and 5.

CM Navarro had questions on Item No. 8.

Motion and second by MPT Suchil/Bennett, to approve the Consent Calendar, Item Nos. 1 through 6 as presented. Unanimous vote.

- (1) Minutes – Approved Minutes for the City Council Special Meeting Held February 11, 2014, on File in the Office of the City Clerk.
- (2) Warrants – Approved Payable Warrants #139599 to #139750, Dated 12/19/13, Totaling \$1,352,346.32; Payable Warrants #139751 to #139831, Dated 12/26/13, Totaling \$1,743,780.39; and a Payroll Disbursement Listing for the Period 1/18/14 to 1/31/14, Totaling \$631,018.61, on file in the Finance Department.
- (3) Second Reading of Ordinance No. O-02-14 – Waived Full Reading and Approved Second Reading of an Ordinance of the City Council of the City of Colton Amending Section 13.08.105 Definitions and Abbreviations, Section 13.08.203 Responsibility for Installation, Maintenance and Replacement and Section 13.08.204 Responsibility for Removal of Obstruction in Sewer Service Laterals of Chapter 13.08 of the Colton Municipal Code, ORDINANCE NO. O-02-14.
- (4) Use of Project Stabilization Funds for Hoover Dam Improvements - Approved the Use of \$150,128.72 from Colton’s Project Stabilization Account with the Southern California Public Power Authority (SCPPA) to Retire Debt Associated with the Hoover Dam’s Visitor Center and Air Slots and Authorize the Electric Utility Director to Execute the Letter Authorizing the Payment.
- (5) Sustainable Communities Planning Grant Application – Adopted a Resolution to Authorize Application to the California Department of Conservation for Round 3 of the Sustainable Communities Planning Grant and Incentive, RESOLUTION NO. R-15-14.
- (6) SAR/ROPS – Adopted a Resolution Approving and Adopting a Recognized Obligation Payment Schedule for the Period Covering July 1, 2014 through December 31, 2014 (ROPS 14-15A) Pursuant to Health and Safety Code Section 34177, AGENCY RESOLUTION NO. SAR-01-14.

PUBLIC HEARINGS

- (7) CDBG Recommended Projects for Fiscal Year 2014-15

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING: ACCEPT TESTIMONY, DETERMINE AND APPROVE BY RESOLUTION THE FINAL PRIORITIZED LIST OF PROJECTS FOR FISCAL YEAR 2014-15.

Development Services Director Mark Tomich provided a PowerPoint presentation and summarized the information in the staff report regarding the history of the General Plan Amendment update and the Housing Element of the General Plan for the 2013-2021 planning period. There was discussion and Mr. Tomich answered questions from Council Members. Police Chief Steve Ward also answered questions from Council Members regarding Code Compliance.

Mayor Zamora read the title of Resolution No. R-14-14 into the record.

Mayor Zamora opened the Public Hearing.

City Clerk Gomez announced that the affidavit of publication is on file in the City Clerk's Office and no protests or objections were received.

PUBLIC COMMENT

None.

Motion and second by MPT Suchil/CM Oliva, to close the public hearing.

City Manager Stephen Compton and Public Works Director Amer Jakher answered questions from Council Members regarding funding for certain project areas.

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

(8) Zoning Text Amendment

TIME AND PLACE FIXED TO CONSIDER A PUBLIC HEARING: A ZONING TEXT AMENDMENT TO STREAMLINE ADMINISTRATIVE AND MINOR DISCRETIONARY PERMIT REVIEW AND APPROVAL PROCESSES. (FILE INDEX NO. DAP-001-133)

Mayor Zamora read the title of Ordinance No. O-03-14 into the record.

City Clerk Gomez announced that the affidavit of publication is on file in the City Clerk's Office and no protests or objections were received.

Mayor Zamora opened the Public Hearing.

Development Services Director Mark Tomich summarized the information provided in the staff report regarding the history of the Design Review Committee (DRC), its purpose and function. Mr. Tomich also restated staff's recommendation to increase the minimum threshold for Architectural & Site Plan Review applications that are approved by the Planning Commission to be increased from 15,000 square feet to 25,000 square feet (i.e. Architectural & Site Plan review for building projects up to 25,000 square feet would be approved by the Director). City Manager Compton and Mr. Tomich continued to answer questions from the Council.

PUBLIC COMMENT

The following community members addressed the Council on this item:

Dr. Luis Gonzalez and Gary Grossich.

Motion and second by MPT Suchil/Gonzales, to close the public hearing and approve staff's recommendation, adding that "the Development Services Director will inform the Council and City Manager regarding any decisions" to be part of the ordinance and that the minimum threshold for Architectural & Site Plan Review applications that are approved by the Planning Commission remain at 15,000 square feet.

Roll call vote was as follows: Ayes – CM Toro, CM Gonzales, CM Navarro, CM Oliva, CM Bennett, MPT Suchil and Mayor Zamora; Noes – None. Unanimous vote.

BUSINESS ITEMS

- (9) Power Purchase Agreements for Solar Projects in the City of Colton – Approved Two Long-Term Power Purchase Agreements (PPA), Including the Associated Lease Agreements, with Colton Solar One, LLC and Colton Solar Two, LLC, Subsidiaries of Specialized Energy Solutions (SES), for Approximately One 2.8 MW and One 0.8 MW Solar PV Project on City Owned Property, and Authorize the City Manager to Execute the PPAs and Lease Agreement.

Electric Utility Director Dr. David Kolk provided a PowerPoint presentation regarding the project areas and answered questions from Council.

Motion and second by CM Bennett/MPT Suchil, to move this item and approve staff's recommendation.

Roll call vote was as follows: Ayes – MPT Suchil, CM Bennett, CM Oliva, CM Navarro, CM Gonzales, CM Toro and Mayor Zamora; Noes – None. Unanimous vote.

MAYOR AND COUNCIL ORAL REPORTS AND COMMENTS

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

CITY COUNCIL DISCUSSION ITEMS

None.

CITY MANAGER'S REPORTS

City Manager Compton provided a brief explanation of his current working projects including departmental quarterly reports and answered questions from Council.

ADJOURNMENT

At 8:45 p.m., Mayor Zamora adjourned the Regular Council meeting to continue Closed Session.

At 9:05 p.m., Mayor Zamora adjourned the Regular Council meeting. City Attorney Cristina Talley reported that Council met and discussed Closed Session Item D regarding existing litigation with Largo Concrete, Inc. with no reportable action.



Eileen C. Gomez, CMC
City Clerk