

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

April 1, 2014

The Regular Meeting of the Colton City Council was held on the above-given date and was called to order at 5:00 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 (arrived at 5:07 p.m.)
Frank J. Navarro
Susan M. Oliva
Isaac T. Suchil, Mayor Pro Tem

Staff Present

Stephen P. Compton, City Manager
Eileen C. Gomez, City Clerk
Cristina Talley, City Attorney
Bill Smith, Community Services Director-ACM
Jessica Hurst, Finance Manager
Dr. David Kolk, Electric Utility Director
Mark Tomich, Development Services Director

Council Members/Staff Absent

Deirdre H. Bennett

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

CLOSED SESSION

- A. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency Designated Representative: Mark Tomich, Development Services Director, Ted Cooper, Human Resources Manager
Employee Organizations: Mid-Managers Unit and Confidential Group

- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957
Title: City Manager

- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case Name: Raymundo Rodriguez & Adriel Guitron v. City of Colton and Eric Fraser
Case Number: US District Court Case No. CV-00303-SGL-OP
US Court of Appeals, 9th Circuit, Case No. 09-55149

CLOSED SESSION PUBLIC COMMENT

None.

Mayor Sarah S. Zamora adjourned the meeting to Closed Session at 5:02 p.m. and at 6:10 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.

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

April 1, 2014

Open Session of the Regular Meeting was called to order on the above-given date at 6:10 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 (arrived at 5:07 p.m.)
Frank J. Navarro
Susan M. Oliva
Isaac T. Suchil, Mayor Pro Tem

Staff Present

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

Council Members/Staff Absent

Deirdre H. Bennett

INVOCATION

Pastor Ron Hamann, Centerpoint Church

FLAG SALUTE

Steve Ferrance, American Legion Post 155

CEREMONIAL MATTERS *Presentations, Awards, Proclamations*

- Proclamation – Earth Day 2014 – April 22, 2014

Council Member Frank Navarro presented a Proclamation in observance of April 22, 2014 as Earth Day 2014. Both Deb Farrar, Recreation Services Manager and Jessica Sutorus, Environmental Conservation Supervisor, received the Proclamation and provided information regarding Earth Day events.

MAYOR AND COUNCIL ITEMS

POSSIBLE CONFLICT OF INTEREST DISCLOSURES FOR THE COUNCIL MEETING OF APRIL 1, 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

Mayor Zamora reported that she attended the San Bernardino City/County Conference in Lake Arrowhead with Council Member Susan Oliva and City Manager Stephen Compton.

MAYOR AND COUNCIL DISCUSSION ITEMS

- Discussion and possible amendment to Administrative Policy 2.05.050: Travel, Training, Meeting Expense; and Use of Credit Cards.

MPT Suchil provided an oral report and a brief over of information that was provided during the 2013-14 budget presentation regarding the amendment of the Administrative Policy 2.05.050 relating to City Officials and employee travel. There was discussion regarding this matter and MPT Suchil requested that this item be brought back at the April 15, 2014 Council meeting for action.

APPOINTMENTS

- District 4 - Recreation and Parks Commission Appointment – Cynthia De La Rosa

This item was pulled and no action was taken.

PUBLIC COMMENT

The following community members addressed the Council:

Dr. Luis Gonzalez (Dr. G); Chetay Catalano, Executive Director for the Colton Chamber; and Cristine Irish-Ré.

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

The following action was taken on the Consent Calendar:

Mayor Zamora presented Consent Calendar Item Nos. 1 through 8 for action by Council.

CM Navarro pulled Item No. 5 and deferred to City Manager Compton for further information.

CM Gonzales pulled Item Nos. 3, 6, 8 and had questions on Item Nos. 5, 7 on the Consent Calendar. CM Gonzales also pulled Business Item Nos. 9 and 10.

Motion by MPT Suchil, to approve the Consent Calendar Item Nos. 1 through 8, once all questions are answered.

Item No. 5 – Mr. Compton stated that staff is recommending that this item be brought back at a future council meeting. Amer Jakher, Public Works Director and Mr. Compton continued to provide an overview of the information stated in the staff report and answered questions from Council.

Item No. 7 – CM Gonzales had questions on Item No. 7. Mr. Jakher provided an overview of the information stated in the staff report and answered questions from Council.

Item No. 3 – CM Gonzales and CM Oliva had comments on this item. Mr. Compton and Jessica Hurst, Finance Manager, continued to answer questions from Council.

Item No. 1 – CM Oliva stated that she was not in attendance at the Earthquake Preparedness workshop. City Clerk Gomez stated that she will amend the minutes to reflect the change.

Item No. 8 – CM Gonzales had comments on this item and asked that this item be brought back at a future council meeting when City Treasurer De La Torre is present. Mr. Compton answered questions from Council and explained the need for the establishment of this committee.

Mayor Zamora restated the motion by MPT Suchil, to approve the Consent Calendar, Item Nos. 1, 2, 4, 5 and 7, seconded by CM Toro. Motion was amended and the maker of the motion agreed, to approve Consent Calendar Item Nos. 1, 2, 4, 5 and 7, seconded by CM Toro. Motion carried with CM Bennett being absent.

Item No. 3 - Motion and second by CM Oliva/MPT Suchil to approve this item. Motion carried with CM Bennett being absent.

Item No. 6 – Motion and second by MPT Suchil/CM Navarro, to approve this item. Motion carried with CM Bennett being absent.

Item No. 8 – Motion and second by CM Oliva/MPT Suchil, to approve this item.

CM Gonzales made a subsequent motion, seconded by CM Toro, bring back Item No. 8 to a future Council meeting when City Treasurer De La Torre has confirmed his approval of this item. Motion carried with CM Bennett being absent.

- (1) Minutes – Approved Minutes for the City Council Regular Meeting Held March 18, 2014 and Minutes for the City Council Special Meeting Held March 19, 2014, on File in the Office of the City Clerk, as amended.

- (2) Warrants – Approved Payable Warrants #140313 to #140426, Dated 1/30/14, Totaling \$2,552,731.39; Payable Warrants #140427 to #140480, Dated 2/6/14, Totaling \$282,538.26; Payable Warrants #140481 to 140661, Dated 2/13/14, Totaling \$2,173,047.07; and a Payroll Disbursement Listing for the Period 3/1/14 to 3/14/14, Totaling \$656,646.75, on file in the Finance Department.
- (3) Agreement with MuniTemps – Approved an Agreement with MuniTemps for Accounting Support Services in an Amount Not-to-Exceed \$70,000. **ITEM WAS PULLED FOR SEPARATE VOTE**
- (4) Power Purchase Agreement with Solar City – Approved the Power Purchase Agreement with Solar City for Renewable Energy and Authorize the City Manager to Execute the Agreement.
- (5) Professional Services Agreement with Misty Cheng, dba MV Cheng & Associates - Approve the Professional Services Agreement with Misty Cheng, dba MV Cheng & Associates for the Solid Waste Management Study in the Amount Not-to-Exceed \$50,000; Authorize the City Manager to Approve an Additional Amount Not-to-Exceed \$50,000 for Additional Work; and, Approve a Resolution to Establish an Appropriation for the Funding of Solid Waste Management Study Project, RESOLUTION NO. R-22-14. **ITEM PULLED**
- (6) Laurel Street Grade Separation Project – Temporary Truck Route – Approved a Resolution Amending the Fiscal Year 2013-14 Capital Improvement Program Budget Appropriating \$19,703.75 for the Striping and Traffic Signal Modification Project for Temporary Truck Route for the Laurel Grade Separation Project, RESOLUTION NO. R-24-14. **PULLED FOR SEPARATE VOTE**
- (7) AMR Replacement Project – Authorized the Award of Financial Services Agreement to Bank of America in the Loan Amount of \$3,300,000 for the Automated Meter Reading (AMR) Replacement Project.
- (8) Establishment of the Finance, Investment and Audit Committee – Approve and Establish the Finance, Investment and Audit Committee as a Standing “Brown Act” Committee, in order to Advance the City’s Financial Agenda. **ITEM PULLED**

PUBLIC HEARINGS

None.

BUSINESS ITEMS

- (9) Waive Further Reading, Read by Title Only and Introduce an Ordinance Relating to the Waste Diversion for Building Code Amendment 15.58, ORDINANCE NO. O-04-14.

Environmental Conservation Supervisor Jessica Sutourus and Development Services Director Mark Tomich presented information as stated in the staff report regarding recycling ordinance requirements.

Motion and second by MPT Suchil/CM Gonzales, to approve staff’s recommendation. Motion carried with CM Bennett being absent.

- (10) Adopt Mid-Year Budget Resolutions Authorizing Amendments to the Fiscal Year 2013-14 Budget to Include Certain Necessary Adjustments, RESOLUTION NO. R-25-14, RESOLUTION NO. CUA-01-14, RESOLUTION NO. CHA-01-14.

City Manager Compton provided an overview of the information stated in the staff report and presented at the March 19, 2014 Special Council meeting. Discussion ensued regarding the budget and Mr. Compton continued to answer questions from Council.

Motion and second by MPT Suchil/CM Navarro, to approve staff's recommendation. Motion carried with CM Bennett being absent.

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.

ADJOURNMENT

Motion and second by CM Navarro/Gonzales, to adjourn the Regular Meeting at 8:00 p.m. Motion carried with MPT Suchil and CM Bennett being absent.

At 8:39 p.m., Mayor Zamora adjourned the Regular Council meeting to Closed Session in memory of Mr. Severo M. Valdes. Mr. Valdes was a lifelong Colton resident, a World War II Veteran, and a 35 year railroad retiree. Mayor Zamora also sent our most sincere condolences to our City Treasurer, Aurelio De La Torre, his wife, Linda De La Torre and their families. Mayor Zamora also adjourned this meeting in memory of Martin John Gonzales, born on February 28, 1980. He passed away on March 25, 2014 and is survived by his parents Richard & Christine Gonzales, sister Risa Jaime, niece Roberta Jaime, nephew Richard Jaime and a host of family & friends that will honor him in a memorial to be held in Orange County.

At 9:45 p.m., the Regular meeting was adjourned from Closed Session with no reportable action.



Eileen C. Gomez, CMC
City Clerk