MINUTES
ADJOURNED REGULAR MEETING

City Council of the Town of Colma
City Hall, 1198 El Camino Real
Colma, CA 94014

Wednesday, February 21, 2007
7:30 p.m.

CALL TO ORDER

Mayor Frossanna Vallerga called the Regular Meeting of the City Council for the Town of Colma to order at 7:30 p.m.

Council Present – Mayor Frossanna Vallerga, Vice Mayor Larry Formalejo, Councilmembers Joseph Silva, Helen Fisicaro and Joanne F. del Rosario.

Staff Present – City Manager Diane McGrath, Assistant City Manager Laura Allen, City Attorney Roger Peters, Police Chief Robert Lotti, City Planner Andrea Ouse, Recreation Director Brian Dossey, City Engineer Rick Mao, and Administrative Technician Kristina Krow.

PUBLIC COMMENTS ON NON-AGENDA ITEMS

Mayor Vallerga opened the public comment period at 7:31 p.m.

Appearing:
Mario Panoringan, CEO and Georgette Sarles, President of the Colma/Daly City Chamber of Commerce presented Mayor Vallerga with a commemorative photo of the Cebu Trade Mission delegation. They thanked the Mayor for hosting the State of Cities event, and stated that the Chamber of Commerce budget had been submitted to the City Manager.

Mayor Vallerga closed the public comment period at 7:35 p.m.

INTRODUCTIONS

Mayor Vallerga introduced Juana C. Vasquez, who was celebrating her 90th Birthday. Council presented Mrs. Vasquez with a certificate and a bouquet of flowers.

CONSENT CALENDAR

Mayor Vallerga asked if there were any changes to the agenda. Item #19 was removed from the agenda.

1. Motion to Accept the Minutes from the January 10, 2007 Regular Meeting and the January 18, 2007 Special Meeting.

2. Motion to Approve Warrants List for January 2007.

3. Motion to Adopt a Resolution Accepting the FY 2005-2006 Audited Financial Statements, FY 2005-2006 Measure A Fund Component Unit Financial Statement and the Auditor's Management Letter prepared by R.J. Ricciardi CPA, Town of Colma independent auditor. (Resolution 2007-03)

4. Motion to Adopt a Resolution Approving First Amended Employment Contract Between the Town Of Colma and City Manager Diane McGrath. (Resolution 2007-04)

5. Motion to Adopt a Resolution Approving First Authorizing the Mayor to Execute the First Amended Contract for City Attorney Services. (Resolution 2007-05)

6. Motion to Authorize the City Manager to Transfer Surplus Cellular Phones to Community Overcoming Relationship Abuse (CORA), a non-profit organization.

7. Motion to Adopt an Ordinance Amending the Colma Municipal Code, Relating to Holidays and Certain Technical Changes (second reading). (Ordinance No. 653)

8. Motion To Adopt a Resolution Amending Master Fee Schedule, Sections 1.10.250 Through 1.10.256 Of The Colma Administrative Code, Relating To Pass-Through Fees For Land Use Development Projects. (Resolution 2007-06)

9. Motion to Adopt a Resolution Establishing Salaries, Benefits and Hours for Certain Unrepresented Employees and Certain Benefits for Contract Employees and Elected Officials. (Resolution 2007-07)

10. Motion to Adopt a Resolution of Intention to Approve an Amendment to the Contract between the Board of Administration California Public Employees' Retirement System and the City Council of the Town of Colma. (Resolution 2007-08)

Action:
Vice Mayor Formalejo moved to approve the Consent Calendar Items 1 – 10; seconded by Councilmember Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	✓				
C.R. "Larry" Formalejo	✓				
Joseph Silva	✓				
Helen Fisicaro	✓				
Joanne F. del Rosario	✓				
Voting Tally	5	0			

PUBLIC HEARING

11. **Consider:** A RESOLUTION AUTHORIZING ADDITIONAL CARD GAMES TO BE PLAYED AT LUCKY CHANCES CASINO. (Resolution 2007-09)

Councilmember Fisicaro stated that she had a conflict because her husband's company was contracted to do landscaping at the Lucky Chances parking lot. Councilmember Fisicaro recused herself and left the council chambers during the hearing of this item.

City Attorney Roger Peters presented the staff report.
Mayor Vallerga opened the public hearing at 7:42 p.m.

Appearing:
Mr. Dustin Chase, representing Lucky Chances, spoke about the sudden death of Lucky Chances attorney Michael Franchetti, and introduced Mr. Harmon Goodson, who will serve as their interim attorney.

Mayor Vallerga closed the public hearing at 7:44 p.m.

Action: Vice Mayor Formalejo moved to adopt Resolution Authorizing Additional Card Games to Be Played at Lucky Chances Casino, seconded by Councilmember Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	✓				
C.R. "Larry" Formalejo	✓				
Helen Fisicaro				✓	
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	4	0		1	

Councilmember Fisicaro returned to the Council Chamber and took her seat on the dais.

12. **Consider:** URGENCY AND REGULAR ORDINANCES ADDING SUBCHAPTER 5.16 TO THE COLMA MUNICIPAL CODE, RELATING TO HISTORICALLY SIGNIFICANT PROPERTIES.

City Planner Andrea Ouse presented the staff report.

Council asked questions about the Historical Inventory Report and if owners of property on the List of Historically Significant Buildings had been sent a notice of the meeting.

Action: Councilmember Fisicaro moved to continue this item until special notice to property owners could be sent, seconded by Councilmember Silva, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

13. **Consider:** URGENCY AND REGULAR ORDINANCES AMENDING THE COLMA MUNICIPAL CODE SECTION 5.08.120 RELATING TO ENCROACHMENTS IN PUBLIC RIGHTS OF WAY.

City Attorney Roger Peters presented the staff report.

Mayor Vallerga opened the public hearing, and with no public comment, closed the hearing at 7:59 p.m.

On motion made, seconded and unanimously adopted, the council approved a reading of the urgency ordinance by title only.

Action: Vice Mayor Formalejo moved to adopt Urgency Ordinance Amending the Colma Municipal Code Section 5.08.120 Relating to Encroachments in Public Rights of Way , seconded by Councilmember Silva and carried by the following vote (Ordinance No. 654):

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

On motion made, seconded and unanimously adopted, the council approved a reading of the ordinance by title only.

Action: Vice Mayor Formalejo moved to introduce Ordinance Amending the Colma Municipal Code Section 5.08.120 Relating to Encroachments in Public Rights of Way, seconded by Councilmember Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

14. **Consider:** GENERAL PLAN AMENDMENT TO REVISE STREET NAME DESIGNATION: EL CAMINO REAL/MISSION STREET (Resolution 2007-10)

City Planner Andrea Ouse presented the staff report.
Mayor Vallerga opened the public hearing at 8:08 p.m.

Appearing:
David Hatfield, 475 D Street, Colma
Mary Brodzin, 516 B Street, Colma

Mayor Vallerga closed the public hearing at 8:09 p.m.

Action: Councilmember Fisicaro moved to adopt Resolution Amending the Colma Administrative Code, Changing the Name of the Street Known as "Mission Street" to "El Camino Real," seconded by Vice Mayor Formalejo, and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

15. **Consider:** AN ORDINANCE REGULATING THE KEEPING AND MAINTAINING OF MINIATURE HORSES ON PRIVATE PROPERTY.

City Planner Andrea Ouse presented the staff report.

City Manager Diane McGrath stated that copies of two civil complaints, one arrest warrant and an email message had been received in the mail and was distributed to the City Council at tonight's meeting.

Mayor Vallerga opened the public hearing at 8:17 p.m.

Appearing:

Debbie DeNardi, property owner at 1445 Mission Road, and owner of the miniature horses was available for questions.

David Hatfield commented about cleanliness and disposal of manure.

Mayor Vallerga closed the public hearing at 8:25 p.m.

On motion made, seconded and unanimously adopted, the council approved a reading of the ordinance by title only.

Vice Mayor Formalejo moved to introduce Ordinance Regulating the Keeping and Maintaining of Miniature Horses on Private Property, seconded by Councilmember Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

NEW BUSINESS

16. **Consid er:** ORDINANCE AMENDING SUBCHAPTER 1.04, COMPENSATION AND BENEFITS.

City Attorney Roger Peters presented the staff report.

Mayor Vallerga opened the public hearing, and with no public comment, closed the hearing at 8:30 p.m.

On motion made, seconded and unanimously adopted, the council approved a reading of the ordinance by title only.

Councilmember Silva moved to introduce an Ordinance Amending Subchapter 1.04, Compensation and Benefits, seconded by Vice Mayor Formalejo and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

17. **Consider:** MID-YEAR REVIEW OF FISCAL YEAR 2006-2007 BUDGET.

Assistant City Manager Laura Allen presented the staff report.

Action: MOTION TO ACCEPT MID-YEAR REVIEW OF FISCAL YEAR 2006-2007 BUDGET REPORT, AND ADOPT A RESOLUTION AMENDING BUDGET FOR FY 2006-2007. (Resolution 2007-11)

Vice Mayor Formalejo moved to accept the Mid Year Budget Report and adopt Resolution Amending Budget for FY 2006-2007, seconded by Councilmember Silva and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

18. **Consider:** 2006 Holiday Events Review

Recreation Services Director Brain Dossey presented the staff report.

Mayor Vallerga opened the public hearing, and with no public comment, closed the hearing at 8:45 p.m.

Action: Councilmember Fisicaro moved to Accept 2006 Recreation Service Department Holiday Events Report and Directed to the City Manager to begin Planning the 2007 Holiday Events, seconded by Vice Mayor Formalejo and carried by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Frossanna "Fro" Vallerga	√				
C.R. "Larry" Formalejo	√				
Helen Fisicaro	√				
Joseph Silva	√				
Joanne F. del Rosario	√				
Voting Tally	5	0			

At this time, Mayor Vallerga recognized Mrs. Pat Hatfield, of the Colma Historical Association, who wished to speak about Item #12, but was unable to comment at the time the item was heard. Mrs. Hatfield was concerned about the Historical Resources binder and possible errors in that document.

Mayor Vallerga directed staff to look into the Historical Resources Element of the General Plan, and to bring that information back to Council.

19. **Consider:** Recreation Services Department Annual Report 2006 and Proposed Amendment to the Colma Administrative Code Relating to Private Use of Recreation Facilities.

This item was pulled from the agenda.

COUNCIL CALENDARING

Councilmembers are invited to attend the Council of Cities meeting on Friday night, February 23, 2007.

City Manager Diane McGrath reported that the San Mateo Local Agency Formation Commission (LAFCo) will host two community scoping sessions concerning the Municipal Service Review for the Town of Colma, Colma Fire Protection District and Broadmoor Police Protection District. These meetings will be held on March 5, 2007 at the Broadmoor Community Center; and March 6, 2007 at the Colma Town Hall Council Chamber.

Mayor Vallerga announced the last two council committee assignments: Councilmember Joe Silva will be serving as the Colma representative at the San Mateo County Sub RHNA meetings; Councilmember Helen Fisicaro will be serving as the Colma representative at the Grand Boulevard meetings.

A meeting with Senator Leland Yee and the City Council is tentatively set up for March 23, 2007 at 1:00 p.m. in the Council Chamber.

Mayor Vallerga requested that a meeting be scheduled to discuss the City Council protocol document. In addition, she suggested that a meeting be scheduled to discuss the recreation center rental policies and fee schedule.

REPORTS

Mayor Vallerga stated that Council has a policy of reporting out on events and meetings that they have attended, and asked if any Council members had a report.

Mayor Vallerga and Councilmember Fisicaro both attended the Council of Cities dinner in Millbrae on January 26, 2007. Councilmember Fisicaro also attended the Harbor Lights Festival on February 8th, and the Sustainable San Mateo County Awards Dinner on February 15th, 2007.

ADJOURNMENT

There being no further business, Mayor Vallerga adjourned the Adjourned Regular Meeting at 8:55 p.m. The meeting was adjourned in memory of the following people:

- Rosemary Gudelj
- Jim McLennan
- Michael Franchetti
- Mary Louise Ferrari
- Albert Dell'Amico
- Helen Tiedje

Respectfully submitted,

Kristina Krow

Kristina Krow, Administrative Technician II