

**MINUTES
REGULAR MEETING**

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

**Wednesday, June 13, 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 7:35 p.m.

Mayor Vallerga reported that no action had taken place in the closed session meeting, which had immediately preceded this meeting.

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.

Also Present: Rae Gonzalez, City Treasurer.

PRESENTATION AND INTRODUCTIONS

Director of Recreation and Leisure Services, Brian Dossey, introduced five new Recreation Department employees: Mitchell Yee, Tatiana Olivencia, Ugochi Ezekwo, Elizabeth Gonzales and Enrique Mendoza.

Mayor Vallerga and the City Council presented a flowering plant and a certificate to resident Shirley Stone, in honor of her 80th Birthday.

Mayor Vallerga presented Malcolm Carpenter with a plant and certificate of appreciation in recognition of his 25 years of service to the Town of Colma. Former City Planner Carpenter made his comments and expressed his appreciation to the Council.

PUBLIC COMMENTS

Mayor Vallerga opened the public comment period, and with no public comment, closed the public comment period at 7:45 p.m.

CONSENT CALENDAR

Mayor Vallerga asked if there were any changes to the agenda. There were none.

1. Motion to Accept the Minutes from the May 16, 2007 Adjourned Regular Meeting.
2. Motion to Accept the Minutes from the May 29, 2007 Special Meeting.
3. Motion to Approve Warrants List for May 2007.

4. Motion to Adopt a Resolution Recognizing July as Parks & Recreation Month.
5. Motion to Adopt a Resolution Supporting \$1 Billion State Budget Allocation of Proposition 1B Funds to Cities in 2007-08.
6. Motion to Adopt an Ordinance Amending Colma Municipal Code, Subchapter 3.05, Relating to Storage, Collection and Disposal of Solid Waste. (2nd Reading)
7. Motion to Adopt an Ordinance Amending the Colma Municipal Code, Subchapter 1.17, Relating to Disaster Preparedness. (2nd Reading)
8. Motion to Approve the Records Retention Schedule for the Planning Department.
9. Motion to Adopt a Resolution Recommending the San Mateo County Flood Control District impose *Basic* charges for funding the Countywide National Pollution Discharge Elimination System (NPDES) General Program and directing the City Manager to pay *Additional* charges out of the Town's General Fund.

Action:

Councilmember Fiscaro moved to approve the Consent Calendar Items 1 – 9; 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	✓				
Joseph Silva	✓				
Helen Fiscaro	✓				
Joanne F. del Rosario	✓				
Voting Tally	5	0			

It was noted that resident, Maggie Sutton, who had expressed interest in participating in the public hearing of Agenda Item # 10 regarding the Practice of Using Roundup[®] for Weed Suppression, was not present. As a courtesy, the Mayor delayed the hearing of Agenda Item #10, and Agenda Item #11 was heard out of turn.

PUBLIC HEARING

11. **Consider:** Introduction of an Ordinance Amending Colma Municipal Code Subchapter 5.07, Relating to Grading and Erosion and Sediment Control.

City Attorney Roger Peters presented the staff report.

Mayor Vallerga opened the public hearing at 7:50 p.m.

Appearing: Tom Atwood, representing Cypress Abbey Company, read a letter stating his concerns about the proposed ordinance. This letter, dated June 13, 2007, was presented to the City Council and is attached to these minutes.

Mayor Vallerga closed the public hearing at 8:00 p.m. On motion made, seconded and unanimously adopted, the council approved a reading of this ordinance by title only.

Action: Councilmember Fiscaro moved to Introduce an Ordinance Amending Colma Municipal Code Subchapter 5.07, Relating to Grading and Erosion and Sediment Control, 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 Fiscaro	✓				
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	5		0		

Mayor Vallerga noted that Mrs. Sutton had arrived, and Agenda Item # 10 was heard next.

OLD BUSINESS

10. **Consider:** Report on the Practice of Using Roundup® for Weed Suppression.

City Engineer, Rick Mao presented the staff report.

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

Appearing: Maggie Sutton, 528 C Street, stated her concerns regarding the use of Round Up® in residential areas. Ms. Sutton had delivered a packet of information to Council earlier, and that packet is attached to these minutes.

Mayor Vallerga opened the public hearing at 8:16 p.m.

Council discussed notifying residents in the Live Wire Newsletter of dates when weed abatement would occur , and directing contract landscape workers to be sensitive about spraying when pedestrians and pets are nearby.

Action: Councilmember Fiscaro moved to accept the Report on the Practice of Using Roundup® for Weed Suppression and the Town's continued use of Round Up®, 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 Fiscaro	✓				
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	5		0		

PUBLIC HEARING

12. **Consider:** Introduction of an Ordinance Amending Colma Municipal Code Sec. 1.05.080, Relating to Attorneys' Fees and Costs in Enforcement Actions.

City Attorney Roger Peters resented the staff report.

Mayor Vallerga opened the public hearing, and with no public comment, closed the hearing at 8:26 p.m.

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

Action: Councilmember Silva moved to Introduce an Ordinance Amending Colma Municipal Code Sec. 1.05.080, Relating to Attorneys' Fees and Costs in Enforcement Actions, 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 Fiscaro	✓				
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	5		0		

13. **Consider:** Five-Year Capital Improvement Plan, FY 2007-08 through FY 2011-12.

Rick Mao, City Engineer, presented the staff report.

Mayor Vallerga opened the public hearing, and with no public comment, closed the hearing at 8:32 p.m.

Action: Councilmember Fiscaro Moved to Approve the Five-Year Capital Improvement Plan for FY 2007-08 through 2011-12, seconded by Councilmember del Rosario 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 Fiscaro	✓				
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	5		0		

14. **Consider:** Resolution Adopting Budget, Choosing Measure of Inflation, and Establishing Appropriations Limits For Fiscal Year 2007-2008.

Assistant City Manager Laura Allen presented the staff report.

Mayor Vallerga opened the public hearing at 8:37 p.m.

Appearing:

Kristina Knudsen, representing non-profit Rebuilding Together, talked about the work Rebuilding Together does. The Mayor stated that \$5000 has been earmarked for a Rebuilding Together home restoration project, when an appropriate site can be found within the incorporated Town of Colma city limits.

Susan Takalo, representing non-profit Second Harvest Food Bank of Santa Clara and San Mateo Counties, thanked the City Council for their continued support of the Brown Bag program, which serves Colma residents.

Mayor Vallerga closed the public hearing at 8:40 p.m.

Action: Councilmember Fiscaro moved to Approve a Resolution Adopting Budget, Choosing Measure of Inflation, and Establishing Appropriations Limits For Fiscal Year 2007-2008, seconded by Councilmember del Rosario 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 Fiscaro	✓				
Joseph Silva	✓				
Joanne F. del Rosario	✓				
Voting Tally	5	0			

COUNCIL CALENDARING

City Council meeting scheduled for August 8, 2007, may be moved to another date in August.

REPORTS

Councilmember Fiscaro attended the Colma Creek meeting.

Councilmember Silva will be attending the C/CAG meeting instead of Vice Mayor Formalejo.

ADJOURNMENT

There being no further business, Mayor Vallerga adjourned the Regular Meeting at 8:45 p.m., and the Council went into a closed session meeting.

Respectfully submitted,

Kristina Krow, Administrative Technician III