

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR CITY COUNCIL MEETING  
October 27, 2015**

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**ARTIST SHOWCASE:**

**A. 5:30 P.M. Artist Showcase**

The work of Artist Jacqueline Knell was presented at 5:30 p.m. in the Grover W. Taylor Council Chambers and Foyer.

**CLOSED SESSION:**

**A. 6:00 P.M. CLOSED SESSION**

The Closed Session was held at 6:00 p.m. in the City Hall Executive Conference Room with Mayor Warren, Mayor Pro Tem Tahan, Council Members Roberts, Salazar-Wibert and Sandoval present.

**PUBLIC COMMUNICATION:**

There were no public communications received on the following Closed Session Items:

**CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (one (1) potential case).

**CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6**

City Negotiator: Kenneth R. Hunt, City Manager

Employee Organization(s): Police Management, Police Officers Association, Police Benefit Association, San Bernardino Public Employees Association Teamsters Local 1932 City Hall and Yard, and Management Confidential.

**CALL TO ORDER/ROLL CALL:**

**A. 7:00 P.M. Call the Meeting to Order**

The Regular Meeting of the Fontana City Council was held on Tuesday, October 27, 2015, in the Grover W. Taylor Council Chambers at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at

7:02 p.m.

**ROLL CALL:**

Present: Mayor Warren, Mayor Pro Tem Tahan, Council Members Roberts, Salazar-Wibert and Sandoval.

Absent: None.

**INVOCATION/PLEDGE OF ALLEGIANCE:**

Following the Invocation given by Mayor Pro Tem Tahan, the Pledge of Allegiance was led by Mayor Warren.

**CLOSED SESSION ANNOUNCEMENT:**

City Attorney Jeff Ballinger announced that there were no reportable actions on the Closed Session Items.

**PROCLAMATIONS:**

**A. Breast Cancer Awareness Month**

Mayor Warren and the City Council proclaimed the Month of October as Breast Cancer Awareness Month. Council Member Sandoval presented the proclamation to Ms. Joan Geist. Ms. Jean Rogers was not present to accept.

**SPECIAL PRESENTATIONS:**

**A. Artist Recognition**

Mayor Warren and the City Council recognized Ms. Jacqueline Knell as the artist in the Artist Showcase. Community Services Coordinator Ana Casillas introduced Ms. Knell, who was present to accept.

**B. District 71 Special Recognition**

Mayor Warren and the City Council recognized Fontana Little League, District 71 Teams for championship achievements. The Fontana Little League, District 71 Team Coaches, Managers and Team Members were present to accept.

**C. Time for Change Foundation Special Recognition**

Mayor Warren and the City Council recognized the Time for Change Foundation for being named as one of the 2015 CNN Heroes. Executive Director Kim Carter provided a 90-second video on her background, experience and history with the Time for Change Foundation and thanked the Mayor and the City Council for their support.

**D. Check Presentation from Kaiser Permanente**

Mayor Warren and the City Council accepted an \$18,000 check from Kaiser Permanente Southern California Medical Group. Donation to be used towards the Farm Fresh for Fontana Families Project. Kaiser Permanente Fontana and Ontario Medical Centers, Kaiser Foundation Hospital, Executive Director Greg Christian and Director Public Affairs Jennifer Resch-Silvestri were present.

## **PUBLIC COMMUNICATIONS:**

### **A. Public Communications**

Ms. Tressy Capps, Fontana resident, spoke on the Westgate Specific Plan and stated that the Planning Commission had rejected the plan. Ms. Capps summarized the Planning Commission meeting by stating that the developer had tried to change the density from 2300 units to 5500 units, people came out that did not support the plan, and the Planning Commission unanimously rejected the plan. Ms. Capps mentioned that the Etiwanda School District was placing a per parcel tax and general obligation bond on the ballot for the November 2016 election.

Ms. Capps announced that she had attended the General Plan Visioning Forum that was held on Saturday, October 24, 2015 and was at the same table as Mr. Phil Cothran and had a good time. Ms. Capps summarized that the planner was from Boston and did not know the vision for Fontana, no grants were received, and 800 people were surveyed and they were interested in preserving Fontana but the planner was more interested in reducing greenhouse gasses in Fontana. Ms. Capps stated that it was very important to get involved in the General Plan and stay involved.

Mr. Steven Perales, Calvary Chapel, spoke on their new location at Summit High School and Sunday services to be held at 10:00 a.m. and Wednesday services to be held at the Jesse Turner Center at 7:00 p.m. Mr. Perales spoke on the many services and programs that the church offered and added that a Halloween Trunk or Treat would be held at the Jesse Turner Center and encouraged everyone to stop by.

Mr. Michael Cervantes, representing Congresswoman Norma Torres, would be hosting an El Nino emergency preparedness event on Saturday, November 7, 2015, 10:00 a.m. - 12:00 p.m., Chino Police Department Community Room. The featured guest speakers were from Jet Propulsion Laboratory (JPL), National Oceanic & Atmospheric Administration (NOAA), and Federal Emergency Management Agency (FEMA).

Ms. Fran Givens, Fontana resident, spoke on the City of Colton fireman that had died in a tragic accident and had been hit by a drunk driver. His son had survived and he had also recently submitted his retirement forms.

Ms. Givens stated that the City Council recently proclaimed the week of October 7, 2015 as National Lead Prevention Week. Ms. Givens added that people buying or renting homes should be provided information on lead warnings for homes that were built before 1978. Lead is harmful to pregnant women and children.

Ms. Givens stated that the City Council proclaimed Breast Cancer Awareness Month and added that she had two cancer surgeries and had mouth cancer. Ms. Givens stated that a lung cancer awareness month, as well as, awareness of other cancers was needed.

## **CONSENT CALENDAR:**

**ACTION:** Motion was made by Council Member Sandoval, seconded by Mayor Pro Tem Tahan, and passed unanimously by a vote of 5-0 to approve Consent Calendar Items "A-G" (AYES: Warren, Tahan, Roberts, Salazar-Wibert and Sandoval; NOES: None) as follows

### **A. Approval of Minutes**

Approve the Minutes of the October 13, 2015 Regular City Council Meeting.

### **B. Fiscal Year 2015/16 First Quarter Budget Status Report**

Approve the recommended Fiscal Year 2015/2016 First Quarter Budget adjustments.

### **C. Accept Grant Funds from Kaiser Permanente Farm Fresh for Fontana Families Project**

Accept award of a grant from Kaiser Permanente Fontana and Ontario Medical Centers' Community Benefit Charitable Contributions Program 2015-2016 Grant in the amount of \$18,000 to implement the "Farm Fresh for Fontana Families" project to provide nutrition education on access to and consumption of locally grown fresh fruits and vegetables.

### **D. Final Acceptance of the San Bernardino Avenue Hardscape and Median Improvement Project from Commerce Way to Cherry Avenue (SB-10-PW-15)**

Accept as complete the work performed by Hillcrest Contracting Inc. for the construction of the San Bernardino Avenue Hardscape and Median Improvements from Commerce Way to Cherry Avenue. Approve the final construction amount of \$1,226,715.00 and authorize the Public Works Director to execute and file a Notice of Completion and request reimbursement from the County of San Bernardino per agreement dated September 11, 2007.

### **E. Award of Contract for Architectural Design Services (SQ-12-**

**PW-16)**

1. Approve the selection of the top three (3) qualified firms (Holt Architecture, WLC Architects and Robert Boards & Associates) for On-Call Architectural Design Services.
2. Authorize the City Manager to enter into a two-year contract with three (3) one-year extensions at the City's sole discretion.

**F. Office of Traffic Safety (STEP) Grant 2016**

1. Accept State of California Office of Traffic Safety Grant Agreement "Selective Traffic Enforcement Program (STEP)" number PT16110 in the amount of \$215,933.
2. Authorize the Chief of Police to sign the Standard Agreement contract to be entered into between the Office of Traffic Safety Grant and the Fontana Police Department for the total amount of \$215,933.
3. Approve the expenditure plan for the use of the funds.

**G. Department of Alcoholic Beverage Control (ABC) Multi - Program Mini Grant**

1. Approve an ABC Grant in the amount of \$14,900 to increase the department's proactive efforts of ABC education and enforcement. The funding will be used for the current employee's salary, operation and equipment. This is not an addition to staff.
2. Authorize the Chief of Police to sign the agreement between the Department of Alcoholic Beverage Control and the Fontana Police Department for the total amount of \$14,900.
3. Approve the expenditure plan for the use of the funds to help offset the cost of personnel within the Police Department.

**PUBLIC HEARINGS:**

**A. Inland Empire Utilities Agency Capital Capacity Reimbursement Fee**

Mayor Warren opened Public Hearing Item PH-A.

Public Works Director Chuck Hays and Public Works Manager Dan Chadwick provided the staff report.

No one spoke in favor or opposition.

Council Member Sandoval inquired about the Technical and Policy Committee's recommendation to review the connection fee after a few years.

Public Works Manager Chadwick stated that the Technical and Policy Committee recommendation was to adopt the sewer service fee for two years, and then the Inland Empire Utilities Agency (IEUA) would come back and review them before they were approved for years three, four and five. Back in May 2015, the IEUA Board approved the rate increase in the sewer service fee.

The Public Hearing was closed.

**ACTION:** Motion was made by Council Member Salazar-Wibert, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "PH-A" (AYES: Warren, Tahan, Roberts, Salazar-Wibert and Sandoval; NOES: None) as follows:

Adopt **Resolution No. 2015-070** approving an increase to the Capital Capacity Reimbursement Fee for capital expansion of the regional sewer system capacity in accordance with yearly increases imposed by the Inland Empire Utilities Agency (IEUA) for Fiscal Years 2015/16 through 2019/20.

## **ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

### **A. Elected Officials Communications/Committee Reports**

City Treasurer Janet Koehler-Brooks announced that she had attended a birthday party for Mr. Don McFadden, a fellow Kiwanian, who would be turning 95 years of age.

City Treasurer Koehler-Brooks announced that she had attended the Sunshine and Sparks Clubs Halloween Party and it had been a wonderful event.

City Clerk Tonia Lewis thanked the Community Services Department staff for helping to make it possible to have the annual Open House at the Pepper Street House. Mrs. Lewis thanked Mayor Warren for attending and thanked Mayor Pro Tem Tahan for his donation.

Mayor Pro Tem Tahan announced that he had attended the Duncan Canyon Interchange Grand Opening. Mr. Tahan reminisced about when he first arrived on Council and how the City Council found the funds and collaborated with Sanbag to make sure that the funding was available. Mr. Tahan stated that the interchange was an economic stimulus package for the northern part of the City, and congratulated the City and staff and regional partners, such as, Sanbag on the project, and thanked the community for their patience over the last two years.

Mayor Pro Tem Tahan announced that the General Plan Visioning Forum was a great opportunity to share ideas that will help shape the City of

Fontana. Mr. Tahan encouraged everyone to be engaged and reach out to the General Plan Advisory Committee (GPAC) members and share their ideas.

Mayor Pro Tem Tahan spoke on a Planning Commission item that came up in July, regarding a facility at Cypress Avenue and Slover Avenue that had a lot of chemicals and materials and wanted to get a report on it.

Council Member Salazar-Wibert announced that she had attended the Citywide Visioning Forum and hoped that in the coming months the community would be participating and providing their input.

Council Member Salazar-Wibert thanked the Historical Society and the staff for the Pepper Street Open House.

Council Member Salazar-Wibert thanked Selena at George White's Shell Station for putting together a breakfast to raise funds for Thanksgiving dinners for needy residents. Donations are appreciated.

Council Member Salazar-Wibert announced that Date Elementary had their annual event and painted murals and thanked United Way for their assistance.

Council Member Salazar-Wibert announced that she had attended the Duncan Canyon Interchange Grand Opening, which was a great success and thanked everyone.

Council Member Salazar-Wibert announced that a Senior Rummage Sale had been held and had been well attended. Mrs. Salazar-Wibert congratulated the Senior Advisory Committee and was looking forward to having a Christmas craft show.

Council Member Salazar-Wibert gave a shout out to Mr. Hector Vasquez from Mr. Sergio Palos, for the fund raiser that was held for his sister, who is suffering from brain cancer.

Council Member Salazar-Wibert announced that Miguel Jr.'s Restaurant was now serving breakfast burritos from 6:00 a.m. - 10:00 a.m.

Council Member Salazar-Wibert wished a happy birthday to her son, Frank, who is a staff sergeant and stationed at Fort Benning, Georgia. Mrs. Salazar-Wibert wished a happy birthday to her grandson, Elias, and her husband, David and a happy birthday to Daniel and Jack.

Council Member Salazar-Wibert wished Ms. Nancy Koehler a good night.

Council Member Salazar-Wibert asked that everyone continue to support our

military troops.

Council Member Salazar-Wibert stated that the south Fontana project had concerns with the chemicals.

City Attorney Jeff Ballinger stated that when the item was brought back to the City Council then the Council would be informed. Mr. Ballinger added that the project was not subject to City Council approval; the Planning Commission was the final appeal body.

Council Member Roberts spoke on the untimely death of City of Colton Fireman David Lodarsky, who had served 37 years in the fire service. Mr. Roberts stated that Mr. Lodarsky started his career with the Central Valley Fire Protection District as a cadet and was about 19 years old. Mr. Roberts added that Mr. Lodarsky was a terrific guy and had been dedicated to the fire service and requested that the City Council meeting be adjourned in his memory.

Council Member Sandoval announced the Halloween Trunk or Trick Events to be held at the Jesse Turner Center, Cypress Center and Don Day Center, on Saturday, October 31, 2015, 4:00 p.m. - 8:00 p.m.

Council Member Sandoval stated that a better turn out was needed for the General Plan and another meeting was to be held at the Don Day Center in November. Mr. Sandoval stated that the City had a population of over 200,000 and the turn out should be higher.

Council Member Sandoval announced that he had visited Date Elementary to see the paintings and encouraged everyone to stop by.

Council Member Sandoval announced that Fontana High School (FOHI) was calling former graduates to volunteer to help paint the school.

Council Member Sandoval spoke on the south Fontana project and asked whether the Planning Commission had certain leeway on buildings. Mr. Sandoval stated that when something could harm the public that perhaps a policy was needed to require the project to come before the City Council. Mr. Sandoval added that the City's first responders would be the first to enter the building and he had concerns with the project.

Mayor Warren announced that the Duncan Canyon Interchange was a gateway to the City and Fontana would be the first City a motorist would see as they drove down the Cajon Pass.

Mayor Warren thanked the United Way for assisting Date Elementary on their project. Mayor Warren added that the project focused on the youth and that the painted murals were of who they wanted to be. Mayor Warren thanked



Mr. Steve Haskel for donating a field trip to Oak Glen.

Mayor Warren announced that the General Plan Visioning Forum had been a great meeting with various citizens and that over 125 people attended. Mayor Warren stated that the process starts with the first attendees and then they become ambassadors to get the word out. Mayor Warren referred to the City's website application "My Sidewalk" for information regarding the City's General Plan process.

Mayor Warren announced an Education Summit that was held on Saturday, October 24, 2015 and Ms. Ballagun and Superintendent Leslie Boozer and representatives from Rialto Unified and Etiwanda School Districts had attended as well. Mayor Warren stated that a larger venue for the next summit was being sought.

Mayor Warren requested that prayers be offered for the Barstow police officer who had been in a terrible accident on the I-15 Freeway.

Mayor Warren spoke about Mr. Gregory Lee, a personal friend, who was in the intensive care unit at Kaiser Hospital and wished him a happy birthday and requested prayers be offered for his recovery.

Mayor Warren announced that American Legion Post 262 needed a new roof and the cost had been negotiated. Mayor Warren added that volunteers were needed to remove the roof and donations were appreciated, and provided her contact information at [awarren@fontana.org](mailto:awarren@fontana.org).

## **CITY MANAGER COMMUNICATIONS:**

### **A. City Manager Communications**

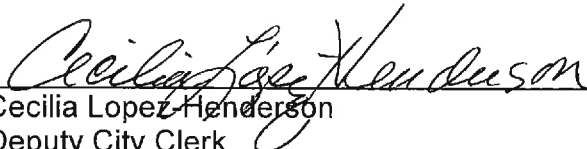
City Manager Ken Hunt spoke on the Duncan Canyon Interchange and that the project had been a decade of work, and the City Council had some really talented staff to shepard the project. Mr. Hunt thanked Engineering Director Ricardo Sandoval, Strategic Transportation Engineering Manager Kevin Ryan and Administrative Analyst Monique Reza for all their hard work and long hours.

## **ADJOURNMENT:**

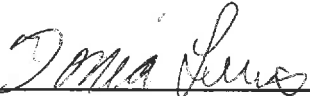
A moment of silence was held for City of Colton Fireman David Lodarsky, who unexpectedly died in a tragic accident.

The City Council Meeting adjourned at 8:30 p.m. in memory of City of Colton Fireman David Lodarsky and to the next Regular City Council Meeting to be held on Tuesday, November 10, 2015, with a workshop at 5:30 p.m. in the City Hall Executive Conference Room and the Regular Meeting at 7:00 p.m. in the Grover W. Taylor Council Chambers located at 8353 Sierra Avenue,

Fontana, California.

  
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Cecilia Lopez Henderson  
Deputy City Clerk

**THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL  
ON THE 10TH DAY OF NOVEMBER, 2015.**

  
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Tonia Lewis  
City Clerk