

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
December 12, 2017**

WORKSHOP:

A. 5:00 P.M. Joint City Council and Planning Commission Workshop

A Joint City Council and Planning Commission Workshop was held on Tuesday, December 12, 2017 in the Fontana City Hall Executive Conference Room, 8353 Sierra Avenue, Fontana, California. Mayor Warren called the Workshop to order at 5:00 p.m. with Mayor Pro Tem Sandoval, Council Members Roberts, Tahan and Armendarez present.

Planning Commissioners Vasquez, Meyer, Sanchez, Quiroga and Fort were also present.

Engineering Manager Noel Castillo presented a report on a proposed Traffic Calming plan.

Discussion ensued regarding the proposed Traffic Calming plan.

Mayor Warren, Council Members Roberts, Tahan and Armendarez requested staff to present the Traffic Calming Plan to Council for consideration at an upcoming Council meeting.

Mayor Pro Tem Sandoval requested more information and details on the proposed Traffic Calming plan, and was opposed to moving the plan forward at this time.

The City Council Regular Meeting Agenda was reviewed and City Manager comments were heard.

The City Council Workshop adjourned at 5:45 p.m.

CLOSED SESSION:

A. 6:00 P.M. CLOSED SESSION

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

PUBLIC COMMUNICATIONS:

There were no public communications received on the following closed session item:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation to paragraph (2) of subdivision (d) of section 54956.9:
(One (1) potential case)

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 December 12, 2017, in the Grover W. Taylor Council Chambers at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:04 p.m.

ROLL CALL

Present: Mayor Warren, Mayor Pro Tem Sandoval, Council Members Roberts, Tahan and Armendarez.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE

Following the Invocation by Council Member Roberts, the Pledge of Allegiance was led by Council Member Tahan.

CLOSED SESSION ANNOUNCEMENT

City Attorney Jeff Ballinger reported that there was no reportable action on the Closed Session Item.

SPECIAL PRESENTATIONS:

A. Special Recognition of the Partnership between the City of Fontana and Kaiser Permanente

Mayor Warren and City Council accepted a special recognition from Kaiser Permanente in appreciation for 65 years of partnering with the City of Fontana. Dr. Timothy Jenkins and Greg Christian from Kaiser Permanente presented the recognition.

B. Special Recognition of Dr. Charles Koehler Veterans Day Writing Contest Winners

Mayor Warren and City Council recognized the 2017 Dr. Charles Koehler Veterans Day Writing Contest Winners. Community Services Assistant Michael Quinonez announced the winners of the essay contest, each winner read their essay as follows: First Place Writing Winner Yanelly Orozco from Poplar Elementary; Second Place Writing Winner Ja'zanae Jones from Maple Elementary; Third Place Writing Winner Alyssa Rosado from South Tamarind Elementary; and Sophie Montez from Shadow Hills Elementary as the Third Place Art Contest Winner.

C. Retirement Recognition for Building Inspector II Fidel Rosas

Mayor Warren and City Council recognized Building Inspector II Fidel Rosas on his retirement from the City of Fontana. Building Official Gil Estrada highlighted Mr. Rosas accomplishments and thanked him for 31 years of dedicated service to the City of Fontana.

PUBLIC COMMUNICATIONS:

A. Public Communications

Frank Ellis spoke on metal roofing and asked the City Council to change the city code to allow for metal roofing.

Andrea Harlin introduced herself as Congressman Pete Aguilar's new field representative for the 31st Congressional District.

Deborah Hall-Lindsey spoke on the great time she had at the Christmas parade. Ms. Hall spoke on the Concerned Citizens for the Development of North Fontana and events they are planning for 2018.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Tahan, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0 to approve Consent Calendar Items "CC-A through CC-L" (AYES: Warren, Roberts, Tahan, Sandoval, and Armendarez; NOES: None; ABSTAIN: None) as follows: Consent Calendar Items "G", "H", and "L" were pulled for a staff report.

A. Approval of Minutes

Approve the Minutes of the October 9, 2017 Adjourned Regular City Council Meeting and the November 28, 2017 Regular City Council Meeting.

B. Accept Donation From Seidner & Co., Inc. (Seidner's Collision Center)

Accept donation from Seidner & Co., Inc. (Seidner's Collision Center) in the amount of \$2,000.00 for use towards the 2018 Fontana Car Show.

C. Acceptance of the Final Map for Tract No.17535

Accept the Final Map for Tract No. 17535 located on the north side of Arrow Boulevard and west of Alder Avenue; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

D. Accept the Transportation Development Act Grant

1. Adopt **Resolution No. 2017-66** accepting the Transportation Development Act (TDA) Article 3 Grant funds in the amount of \$335,000.00 for the Transit Stop Access Program and Bicycle and Pedestrian Facilities Program.

2. Increase revenue and appropriate \$250,000.00 from Grant Fund 301 and appropriate

\$510,889.00 from Local Measure I Fund 246 to Project No. 3367

3. Increase revenue and appropriate \$35,000.00 from Grant Fund 301 and appropriate \$7,000.00 from Local Measure I Fund 246 to Project No. 3368

4. Increase revenue and appropriate \$50,000.00 from Grant Fund 301. Transfer \$130,262.00 from Sidewalk Rehab Project No. 4326 Capital Reinvestment Fund 601 to Project No. 3369

E. Approve a Development Impact Fees Credit Agreement with ZoZo Communities, Inc. for Tract 18061

Approve and authorize the City Manager to execute a Partial Satisfaction of Development Impact Fees Credit Agreement with ZoZo Communities, Inc. for Tract No. 18061 located at the northeast corner of Arrow Boulevard and Laurel Avenue.

F. Annual Report on Development Impact Fees

Adopt **Resolution No. 2017-67** of the City Council of the City of Fontana, approving the Annual Report on Development Impact Fees and making findings as to unexpended funds.

G. Award Bid for Enterprise Resource Planning (ERP) System SP-01-IT-18

Award bid (SP-01-IT-18) and authorize the City Manager to enter into a five-year contract with Tyler Technologies, Inc. to provide the City with Enterprise Resource Planning (ERP) System Software and Support at a cost of \$1,832,852.00, plus contingency of \$192,000.00 and five years of Support and Maintenance costs at \$701,138 annually renewable at the City's discretion thereafter for a not to exceed contract total of \$5,530,542.00.

Information Technology Director Ray Ebert presented the staff report.

Council Member Tahan asked how many bid responses were received.

Mayor Pro Tem Sandoval asked how many bid packets were sent out and if there were any companys in California.

Information Technology Director Ebert responded that there was only one bid response, forty-four bid packets were sent out, and none were in California.

H. City Manager Authority Regarding Conditions of Approval for Development Entitlements

Adopt **Resolution No. 2017-68**, a Resolution of the City Council of the City of Fontana, authorizing the City Manager to amend or delete a condition of approval for a development project due to health, safety or welfare concerns with final ratification by the City Council.

Deputy City Manager Debbie Brazill presented the staff report.

Council Member Tahan asked for clarification as to when the policy would be used.

Deputy City Manager Brazill responded that it would only be used for rare occasions.

I. Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2017

Approve the City of Fontana's Comprehensive Annual Financial Report (CAFR) for Fiscal Year ended June 30, 2017.

J. Final Acceptance of the Police Department Sewer Pump Station Improvements SB-41-PW-16

1. Final Acceptance of construction contract for the Police Department Sewer Pump Station Improvements SB-41-PW-16 in the amount of \$598,761.03.

2. Authorize the Public Works Director to File a Notice of Completion and release the 5% retention.

K. Recommendation to Extend Agreement with Pyro Spectaculars for 4th of July Fireworks

Authorize the City Manager to enter into a two year extension of the current agreement with Pyro Spectaculars for firework displays at Fontana's 4th of July Celebration in 2018 and 2019.

L. Resolution Adopting Part-Time Salary Table

Adopt **Resolution No. 2017-69**, approving the Part-Time Salary Table due to Minimum Wage Increase.

Human Resources Director Annette Henckel provided the staff report.

Council Member Tahan asked how much the increase would be for all part time employees.

Human Resources Director Henckel stated the increase would be .50 cents for all employees.

City Manager Hunt stated that the increase does not affect full time employees.

PUBLIC HEARINGS:

A. Quarterly Lien Action for Delinquent Sewer, Rubbish and Weed Abatement Accounts

Mayor Warren opened Public Hearing Item PH-A.

Dawn Brooks, Accounting Manager provided staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

ACTION: Motion was made by Mayor Pro Tem Sandoval, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "PH-

A" (AYES: Warren, Roberts, Tahan, Sandoval, and Armendarez; NOES: None; ABSTAIN: None) as follows:

1. Authorize staff to complete and record lien notices against real property for those sewer accounts sixty days or more delinquent as described in the Certified Lien List and direct staff to forward recorded liens to the County for collection.
2. Authorize staff to complete and record liens against real property for those rubbish accounts more than ninety days delinquent as described in the certified Lien List and direct staff to forward recorded liens to the County for collection.
3. Adopt **Resolution No. 2017-70** of the City Council of the City of Fontana adopting the statement of unpaid expenses for weed abatement and imposing a lien against real property for payment thereof.

B. 241 Unit Condominium Project - "El Paseo" Located near the Northeast Corner of Citrus Avenue and Baseline Avenue

Mayor Warren opened Public Hearing Item PH-B.

Paul Gonzales, Senior Planner provided staff report.

The Project Applicant, Michael Vairin, spoke in support of the project.

Julius Ribas spoke on the dangers of drunk driving and that he wants the law changed to make it mandatory for all vehicles to have machines installed to detect when someone has been drinking.

The Public Hearing was closed.

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

1. Adopt the Mitigated Negative Declaration, Mitigation Monitoring Program and direct staff to file a Notice of Determination;
2. Adopt **Resolution No. 2017-71**, a resolution approving General Plan Amendment No. 17-003 amending the General Plan Circulation Element;
3. Adopt **Resolution No. 2017-72**, a resolution approving Tentative Tract Map No. 20082 (TTM No. 17-001); approving Conditional Use Permit No. 17-001; and, approving Design Review No. 17-001 based on the Findings of Fact and subject to the Conditions of Approval.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Appointment of Mayor Pro Tem for a Term of One Year

ACTION: Motion was made by Council Member Armendarez, seconded by Council Member Tahan, and passed unanimously by a vote of 5-0 to appoint Council Member Roberts as Mayor Pro Tem for a term of one year. (AYES: Warren, Roberts, Tahan, Sandoval, and Armendarez; NOES: None; ABSTAIN: None).

B. Elected Officials Communications/Committee Reports

Council Member Sandoval spoke on the history of his sponsorship of the Dr. Charles Koehler Veterans Day Writing Contest and stated he would like to see it expand to include high school participation.

Council Member Sandoval announced he attended the BIA Charity Gala and accepted the Good Government Award for the City of Fontana.

Council Member Sandoval thanked the City Manager and staff for all of their hard work.

Council Member Sandoval announced he handed out toys to kids at La Sierra Tires and Wheels.

Council Member Sandoval announced he handed out over 100 toys to special needs kids.

Council Member Sandoval wished staff a Merry Christmas and a safe New Year and he looks forward to next year.

Mayor Pro Tem Roberts thanked staff and the Exchange Club for putting on a great Christmas parade and Festival of Winter.

Mayor Pro Tem Roberts wished staff and the community a Merry Christmas and a Happy New Year.

Council Member Armendarez announced he attended the BIA Charity Gala and also received the award on behalf of the City.

Council Member Armendarez spoke on the Fontana Christmas parade being the best one in 10 years and thanked the Fontana School District for getting information on the parade out to students.

Council Member Armendarez announced that the Fontana Days Parade will be held the first week in May.

Council Member Armendarez announced he attended the Manufactured Housing luncheon.

Council Member Armendarez wished everyone a Merry Christmas and a Happy New Year.

Council Member Tahan announced he attended the Press Enterprise Inland Empire's *Top Workplaces* Event where the City of Fontana was recognized. Council Member Tahan thanked City Manager Hunt, City Staff, and Department Heads for making

the City of Fontana a great place to work.

Council Member Tahan spoke on the Christmas parade being a success and thanked those that came out to the parade.

Council Member Tahan wished everyone a Merry Christmas and to enjoy the holidays.

Council Member Tahan encouraged residents to stay local by shopping and eating in the City of Fontana.

Council Member Tahan thanked the Police Department and the Fire Department for their work during the holidays and asked that they be kept in our prayers.

Mayor Warren congratulated Randy DeAnda, who recently retired as Rialto Police Chief.

Mayor Warren thanked the Fontana Police Department, Fontana Fire Department, as well as vendors and sponsors for their charitable contributions to the community.

Mayor Warren spoke on the tree lighting ceremony and stated that the residents really enjoy the event.

Mayor Warren thanked the community for all they have done to make Christmas better for the children.

Mayor Warren spoke on the upcoming toy giveaways.

Mayor Warren congratulated the Exchange Club and City for the great Christmas Parade.

Mayor Warren announced she attended the Press Enterprise Inland Empire's *Top Workplaces* Event where the City of Fontana was recognized.

Mayor Warren announced she attended the BIA Charity Gala and requested they come and present the Good Government Award at an upcoming Council meeting.

Mayor Warren wished all the people that helped make Fontana great a Merry Christmas and a Happy New Year and is looking forward to all the celebrations.

Mayor Warren asked for prayers and blessings to Public Works Employee John Harr on the loss of his wife, Debbie.

Mayor Warren spoke on the loss of Ed Lee, Mayor of San Francisco.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Hunt acknowledged that this is the 24th consecutive year that the City of Fontana has been recognized for its financial reporting.

City Manager Hunt thanked Management Services staff, Lisa Strong, Dawn Brooks and Fabiola Barrita for a job well done.

ADJOURNMENT:

A moment of silence was held for Debbie Harr and Ed Lee.

The City Council Meeting adjourned in memory of Debbie Harr and Ed Lee at 8:53 p.m. to the next Regular City Council Meeting to be held on Tuesday, January 9, 2018, 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 Ave, Fontana, California.

Ysela Aguirre

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Ysela Aguirre
Recording Secretary

**THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL
ON THE 9th DAY OF JANUARY 2018**

DocuSigned by:
Tonia Lewis

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Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: 276975BB94494F8284763C24B422FBE6	Status: Completed
Subject: Please DocuSign: 12-12-17 Minutes-DRAFT.pdf	
Source Envelope:	
Document Pages: 9	Signatures: 2
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
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Time Zone: (UTC-08:00) Pacific Time (US & Canada)	8353 Sierra Avenue
	Fontana, CA 92335
	clerks@fontana.org
	IP Address: 192.146.186.96

Record Tracking

Status: Original 1/11/2018 10:37:13 AM	Holder: City Clerk clerks@fontana.org	Location: DocuSign
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Signer Events

Ysela Aguire
yselac13@aol.com
Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:
Ysela Aguire
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Timestamp

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Electronic Record and Signature Disclosure:

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Toni Lewis
tlewis@fontana.org
City Clerk
City of Fontana
Security Level: Email, Account Authentication (None)

DocuSigned by:
Toni Lewis
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Viewed: 1/17/2018 7:56:52 AM
Signed: 1/17/2018 7:57:39 AM

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Electronic Record and Signature Disclosure:

Not Offered via DocuSign

In Person Signer Events

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Kathy Kasinger
kkasinger@fontana.org
Security Level: Email, Account Authentication (None)

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Sent: 1/17/2018 7:57:40 AM
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Evelyne Ssenkoloto
essenkol@fontana.org
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Carbon Copy Events	Status	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Signing Complete	Security Checked	1/17/2018 7:57:40 AM
Completed	Security Checked	1/17/2018 7:57:40 AM

Payment Events	Status	Timestamps
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Required hardware and software

Operating Systems:	Windows2000? or WindowsXP?
Browsers (for SENDERS):	Internet Explorer 6.0? or above
Browsers (for SIGNERS):	Internet Explorer 6.0?, Mozilla FireFox 1.0, NetScape 7.2 (or above)
Email:	Access to a valid email account
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	<ul style="list-style-type: none"> •Allow per session cookies •Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection

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