

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
April 10, 2018**

WORKSHOP:

A. 5:30 P.M. WORKSHOP

A Fontana City Council Workshop was held on Tuesday, April 10, 2018 in the Fontana City Hall Executive Conference Room, 8353 Sierra Avenue, Fontana, California. The Workshop was called to order by Mayor Pro Tem Roberts at 5:30 p.m. with Council Members Tahan and Sandoval present. Council Member Armendarez arrived at 5:35 p.m. Mayor Warren was absent.

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

The Workshop Meeting adjourned at 5:45 p.m. to Closed Session.

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 Pro Tem Roberts and Council Members Tahan, Sandoval and Armendarez present. Mayor Warren was absent.

PUBLIC COMMUNICATION:

There were no Public Communications received on the following Closed Session Item:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR – PURSUANT TO GOVERNMENT CODE SECTION 54956.8.

Property: R&B Auto Center 16020 Foothill Blvd.

Negotiating Parties: City of Fontana & Bob Delozier

Negotiator: David R. Edgar, Deputy City Manager

Under Negotiation: Price and Terms

CALL TO ORDER/ROLL CALL:

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

The Regular Meeting of the City of Fontana City Council was held on Tuesday, April 10,

2018, in the Grover W. Taylor Council Chambers, 8353 Sierra Avenue, Fontana, California. Mayor Pro Tem Roberts called the meeting to order at 7:00 p.m.

Mayor Pro Tem Roberts announced that Mayor Warren and Police Chief Designee William Green were in Washington D.C. attending the United States Conference of Mayors (USCM).

ROLL CALL:

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

Absent: Mayor Warren.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation given by Pastor Matt Chappell from Rockhill Church, the Pledge of Allegiance was led by Council Member Sandoval.

CLOSED SESSION ANNOUNCEMENT:

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

PROCLAMATIONS:

A. Child Abuse Prevention Month

The Child Abuse Prevention Month proclamation was tabled. No one was present to accept the proclamation.

SPECIAL PRESENTATIONS:

A. Police Department Swearing In Ceremony

Mayor Pro Tem Roberts and City Council swore in new Fontana Police Officers Jon Gearhart, Brandon Gossert, Jared Hopley, Nicholas Stark, Jeremy Hintz, Joshua Nassar, Josue Olivares and Andres Martinez Rodriguez. Chief Ramsey introduced the new Police Officers, who were present with their family members.

B. Police Department February 2018 Employee of the Month

Mayor Pro Tem Roberts and City Council recognized Officer Christopher Gonzales as the February 2018 Employee of the Month. Chief Ramsey highlighted Officer Gonzales' accomplishments. Officers Gonzales was present to accept.

PUBLIC COMMUNICATIONS:

A. Public Communications

Jasmine Hall, Inland Empire Utilities Agency Board Member invited the public to a free community Earth Day event to be held on April 19, 2018, from 4:00 pm – 7:00 pm at Chino Creek Wetlands and Educational Park. Ms. Hall reminded the community that the

state is still in a drought and to implement extraordinary water conservation measures; and that SoCal WaterSmart program rebates were still available for residential and commercial purposes.

Glenda Barillas spoke regarding the California Proposition 13 Tax Transfer Initiative.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Tahan, seconded by Council Member Sandoval, and passed unanimously by a vote of 4-0-1, (AYES: Roberts, Tahan, Sandoval and Armendarez; NOES: None; ABSENT: Warren) to approve Consent Calendar Items "A-J". Items "D and J" were pulled for a staff report.

A. Approval of Minutes

Approve the Minutes of the March 27, 2018 Regular City Council Meeting.

B. Adoption of Ordinance No. 1774

Second Reading/ Adopt **Ordinance No. 1774** an Ordinance of the City of Fontana approving Zone Change No. 14-008, to change the Zoning District Map from Residential Planned Community (R-PC) to Public Facility (P-PF) and Community Commercial (C-1).

C. Approve a Development Impact Fees Credit Agreement with Lennar Homes of California Inc. for Tract No. 18987 Located at the Southeast Corner of Sierra Lakes Parkway and San Sevaine Road

Approve and authorize the City Manager to execute a Partial Satisfaction of Development Impact Fees Credit Agreement with Lennar Homes of California, Inc. for Tract No.18987 located at the southeast corner of Sierra Lakes Parkway and San Sevaine Road.

D. Authorizing Resolution to Incorporate Projects Funded By the Road Repair and Accountability Act SB 1 into Fiscal Year 2018/19 Budget

Adopt **Resolution No. 2018-019**, of the City Council of the City of Fontana to incorporate projects funded by SB 1, the Road Repair and Accountability Act, in Fiscal Year 2018/19 Budget.

Director of Public Works Hays provided a staff report.

Council Member Tahan thanked Public Works Director Hays for the update and reiterated to the community the City Council's plan for a city wide pavement management program.

E. Award Bid and Contract for On-Call Electrical Services, SP-15-PW-18

1. Approved and award contract with M. Brey Electrical Inc. for On-Call Electrical Services. Bid SP-15-PW-18.

2. Authorize the City Manger to enter into a two (2) year contract with M. Brey Electrical Inc. with three (3) additional one (1) year increments at the City's sole discretion.

F. Award Contract for Traffic Paint SB-46-PW-18

Approve and award bid with Dunn Edwards Corporation for traffic paint supplies. SB-46-PW-18 for a two (2) year period, renewable for three (3) additional one year increments at the City's sole discretion.

G. Award Contract for Horizontal Concrete Cutting Services SB-26-PW-18

1. Approve and award bid with Safe Sidewalks Inc. DBA Precision Concrete Cutting Services for concrete cutting services. Bid SB-26-PW-18.

2. Authorize the City Manager to enter into a contract agreement with Safe Sidewalks Inc. DBA Precision Concrete Cutting Services for a two (2) year period, renewable for three (3) additional one (1) year increments at the City's sole discretion.

H. Award Contract for Redi Mix Concrete Delivery SB-47-PW-18

Approve and award bid to Logan's Marketing for ready-mix and concrete delivery (SB-47-PW-18) for two (2) years, renewable for three (3) additional one (1) year increments at the City's sole discretion.

I. Award Contract for Various Asphalt Mixes SB 23-PW-18

Approve and award bid with Vulcan Materials and Crafcoc Inc., to provide asphalt material services (SB-23-PW-18) for a period of two (2) years, renewable for three one (1) year increments at the sole discretion of the City.

J. Approve Employment Agreement for the Position of Chief of Police

Approve and authorize the City Manager to sign the Employment Agreement for the position of Chief of Police.

City Manager Hunt presented the staff report and read the provisions of Police Chief Designee William Green's contract as required by state law.

City Manager Hunt thanked retiring Chief Robert Ramsey for a job well done and wished him well.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Appointment of Delegate and Alternate City Representatives to Southern California Association of Governments (SCAG) General Assembly

City Manager Ken Hunt stated that a Voting Delegate and an Alternate Voting Delegate were necessary to represent the City at the Southern California Association of Government's (SCAG) General Assembly to be held on May 2 – 4, 2018 at the Renaissance Esmeralda in Indian Wells, California.

Discussion ensued regarding the voting and alternate delegates for SCAG's General Assembly.

Council Member Sandoval was selected to represent the City of Fontana as a Voting

Delegate at the Southern California Association of Government's (SCAG) General Assembly.

ACTION: Motion was made by Council Member Tahan, seconded by Council Member Armendarez, and passed unanimously by a vote of 4-0-1 to approve Elected Officials Communications Item "EOC-A" (AYES: Roberts, Tahan, Sandoval and Armendarez; NOES: None; ABSENT: Warren) as follows:

Appoint Council Member Sandoval as a Voting Delegate to represent the City at the Southern California Association of Government's (SCAG) General Assembly which will be held May 2 – 4, 2018 at the Renaissance Esmeralda in Indian Wells, California. No one was appointed as an Alternate Voting Delegate.

B. Elected Officials Communications/Reports

Council Member Tahan announced his attendance at the following events: Fontana American Little League Opening held on March 31, 2018 at Bill Martin Park; Police and Fire Recognition Ceremony held on April 9, 2018, at Jesse Turner Community Center; Fontana Public Schools Education Foundation Student Scholarship Fundraiser Breakfast featuring 2018 State of the District Report, held on April 10, 2018.

Council Member Armendarez wished everyone a good night.

Council Member Sandoval announced his attendance at the following events: Easter Events held on March 31, 2018 and commended staff on a job well done; Ronald McDonald Walk for Kids held on April 8, 2018; Police and Fire Recognition Ceremony held on April 9, 2018, at Jesse Turner Community Center; and the Fontana Public Schools Education Foundation Student Scholarship Fundraiser Breakfast featuring 2018 State of the District Report, held on April 10, 2018.

Mayor Pro Tem Roberts announced his attendance at the Ronald McDonald Walk for Kids held on April 8, 2018; Police and Fire Recognition Ceremony held on April 9, 2018, at Jesse Turner Community Center; and the Fontana Public Schools Education Foundation Student Scholarship Fundraiser Breakfast featuring 2018 State of the District Report, held on April 10, 2018.

Mayor Pro Tem Roberts thanked Council Member Tahan for initiating the Police & Fire Recognition Ceremony while he was President of the Chamber of Commerce.

Mayor Pro Tem Roberts announced the upcoming Flag Dedication event to be held on Wednesday, April 11, 2018, at Rock Honda in North Fontana.


CITY MANAGER COMMUNICATIONS:

A. City Manager Communications


There were no City Manager Communications received.

ADJOURNMENT:

The City Council meeting adjourned at 7:36 p.m. to the League of California Cities Legislative Action Day in Sacramento, California to be held on April 18, 2018, then to the next Regular City Council Meeting to be held on Tuesday, April 24, 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 Avenue, Fontana, California.

DocuSigned by:

6215EB89E9C04DA
Ysela Aguirre
Recording Secretary

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 24th DAY OF APRIL 2018.

DocuSigned by:

EBCDCFDA17754F5...
Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: F68CACF52EE045D5B611DD2FE731CAB5	Status: Completed
Subject: Please DocuSign: 4-10-2018 CC-Minutes-DRAFT.pdf	
Source Envelope:	
Document Pages: 6	Signatures: 2
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Envelopeld Stamping: Enabled	City Clerk
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 4/25/2018 10:51:49 AM	Holder: City Clerk clerks@fontana.org	Location: DocuSign
---	--	--------------------

Signer Events

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

Signature

DocuSigned by:
Ysela Aguire
6215EB89E9C04DA...

Timestamp

Sent: 4/25/2018 10:51:54 AM
Viewed: 4/29/2018 11:03:55 AM
Signed: 4/29/2018 11:04:20 AM

Using IP Address: 174.213.1.94
Signed using mobile

Electronic Record and Signature Disclosure:
Accepted: 4/29/2018 11:03:55 AM
Withdrawn: 4/29/2018 11:04:20 AM
ID: eb124000-11c5-4af4-b0d9-72721e91111f

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

DocuSigned by:
Toni Lewis
EBDCDFDA17754F5...

Sent: 4/29/2018 11:04:21 AM
Viewed: 4/29/2018 1:56:27 PM
Signed: 4/29/2018 1:56:52 PM

Using IP Address: 172.58.27.227
Signed using mobile

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp

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

COPIED

Sent: 4/29/2018 1:56:53 PM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Carbon Copy Events	Status	Timestamp
Evelyne Ssenkoloto essenkol@fontana.org Security Level: Email, Account Authentication (None)	COPIED	Sent: 4/29/2018 1:56:53 PM Viewed: 4/30/2018 8:36:56 AM
Electronic Record and Signature Disclosure: Not Offered via DocuSign		

Notary Events	Signature	Timestamp
---------------	-----------	-----------

Envelope Summary Events	Status	Timestamps
-------------------------	--------	------------

Envelope Sent	Hashed/Encrypted	4/29/2018 1:56:54 PM
Certified Delivered	Security Checked	4/29/2018 1:56:54 PM
Signing Complete	Security Checked	4/29/2018 1:56:54 PM
Completed	Security Checked	4/29/2018 1:56:54 PM

Payment Events	Status	Timestamps
----------------	--------	------------

Electronic Record and Signature Disclosure
--

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, City of Fontana (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through your DocuSign, Inc. (DocuSign) Express user account. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to these terms and conditions, please confirm your agreement by clicking the 'I agree' button at the bottom of this document.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. For such copies, as long as you are an authorized user of the DocuSign system you will have the ability to download and print any documents we send to you through your DocuSign user account for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign 'Withdraw Consent' form on the signing page of your DocuSign account. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use your DocuSign Express user account to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through your DocuSign user account all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact City of Fontana:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: ctejeda@fontana.org

To advise City of Fontana of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at ctejeda@fontana.org and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

In addition, you must notify DocuSign, Inc to arrange for your new email address to be reflected in your DocuSign account by following the process for changing e-mail in DocuSign.

To request paper copies from City of Fontana

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to ctejeda@fontana.org and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with City of Fontana

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign account, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to ctejeda@fontana.org and in the body of such request you must state your e-mail, full name, IS Postal Address, telephone number, and account number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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

** These minimum requirements are subject to change. If these requirements change, we will provide you with an email message at the email address we have on file for you at that time providing you with the revised hardware and software requirements, at which time you will have the right to withdraw your consent.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the 'I agree' button below.

By checking the 'I Agree' box, I confirm that:

- I can access and read this Electronic CONSENT TO ELECTRONIC RECEIPT OF ELECTRONIC RECORD AND SIGNATURE DISCLOSURES document; and
- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify City of Fontana as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by City of Fontana during the course of my relationship with you.