

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
June 12, 2018**

WORKSHOP:

A. 5:30 P.M. WORKSHOP

A Fontana City Council Workshop was held on Tuesday, June 12, 2018 in the Fontana City Hall Executive Conference Room, 8353 Sierra Avenue, Fontana, California. The Workshop was called to order by Mayor Warren at 5:32 p.m. with Mayor Pro Tem Roberts, Council Members Sandoval and Armendarez present. Council Member Tahan was absent.

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

Community Development Director Zai AbuBakar provided an update on the proposed 193 Unit Development within the Westgate Specific Plan.

Discussion ensued on proceeding with the project without the 10,000 square foot lots and the need to find another location in the city to include larger lots.

Mayor Warren, Mayor Pro Tem Roberts and Council Member Armendarez agreed to move forward with the proposed project as is.

The 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 Roberts, Council Members Sandoval and Armendarez present.

Absent: Council Member Tahan.

PUBLIC COMMUNICATIONS

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

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO

GOVERNMENT CODE SECTION 54956.8

Property: APN: 0194-342-17, Southeast corner of Sierra Avenue and San Bernardino Avenue

Negotiating Parties: City of Fontana, Marygold Acres Trust (John De Tomaso), and Lamar Central Outdoor

Negotiator: Debbie Brazill, Deputy City Manager

Under Negotiation: Terms and Conditions

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: (one (1) potential case)

CONFERENCE WITH LEGAL COUNSEL

Pursuant to Government Code Section 54956.9(d)(2), the City Council will confer with Legal Counsel to discuss significant exposure to potential litigation (1 item -- Teamsters Local 1932's Appeal of the City's Affirmative Determination re: Petition for Exclusive Representation Filed by the Fontana Public Works Association/PERB Case No. LA-CE-1273-M).

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, June 12, 2018, 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 Roberts, Council Members Sandoval and Armendarez.

Absent: Council Member Tahan.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation by Mayor Pro Tem John Roberts, the Pledge of Allegiance was led by Council Member Jesse Armendarez.

CLOSED SESSION ANNOUNCEMENT:

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

SPECIAL PRESENTATIONS:

A. Special Recognition of Lynn Durrett

Mayor Warren and City Council recognized Lynn Durrett for his contributions and many years of service with the Fontana American Little League. Mayor Warren presented the recognition. Mr. Durrett was present to accept.

B. Check Presentation from West Valley Water District

Mayor Warren and City Council accepted a rebate check for \$30,471.00 from West Valley Water District. West Valley Water District Director Kyle Crowther presented the check.

C. Special Recognition of Fontana Police Department Motor Officers

Mayor Warren, City Council and American Legion Post 262 Commander Dan Jones, Past Commander Mike Rossiter and Legion of Silver Rose Ceremony Director Richard Guerrero recognized Fontana Police Department Motor Officers: Sergeant Kurtis Schlotterbeck, Corporal Mike Bernholtz, Officer Wayne Blessinger and Officer John Sullivan. Dan Jones, Mike Rossiterand, and Richard Guerrero presented the recognition.

D. Police Department April 2018 Employee of the Month

Mayor Warren and City Council recognized Code Compliance Senior Inspector Karen Hampton as the Police Department's April 2018 Employee of the Month. Police Chief William Green highlighted Inspector Hampton's accomplishments. Senior Inspector Hampton was present to accept.

E. Department of Community Services Summer Program Overview

Community Services Supervisor Nathan Hunt presented an overview of the Community Services Department 2018 Summer Programs.

PUBLIC COMMUNICATIONS:

A. Public Communications

Darlene Scalf spoke on illegal fireworks and would like the city to ban all fireworks in the City of Fontana.

Ruperto Hernandez spoke on the lack of respect for the American flag he observed at an event held at North Tamarind Elementary School.

Matt Slowik praised the City of Fontana for being named the most prosperous city in California and fourth in the Nation. Mr. Slowik thanked Mayor Warren and City Council for their leadership.

Danny Marquez spoke on the services and programs the Veteran's Resource Center offers to veterans.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Sandoval, seconded by Mayor Pro Tem Roberts, and passed unanimously by a vote of 4-0-1 to approve Consent Calendar Items "A-S" (AYES: Warren, Roberts, Sandoval and Armendarez: NOES: None; ABSENT: Tahan) as follows:

A. Approval of Minutes

Approve the Minutes of the May 8, 2018 Regular City Council Meeting.

B. Adoption of Ordinance No. 1775

Second Reading/ Adopt **Ordinance No. 1775**, an ordinance of the City Council of the City of Fontana, amending Sections 30-11, 30-104, 30-155, 30-179 and 30-315 of Chapter 30 of the Fontana Municipal Code (Zoning and Development Code) pertaining to the regulation of accessory dwelling units.

C. Accept Donation From Bel-Air Swap Meet, Inc.

Accept donation from Bel-Air Swap Meet, Inc. in the amount of \$2,000.00 for use towards the 2018 Fontana Summer Concert Series.

D. Accept Donation From Fontana Foundation of Hope

Accept donation from Fontana Foundation of Hope in the amount of \$2,000.00 for use towards the 2018 Fontana Summer Concert Series.

E. Accept Donation From Teamsters Local 1932

Accept donation from Teamsters Local 1932 in the amount of \$500.00 for use towards the Mayor's Youth Advisory Council (MYAC) 2018 Leadership Summit.

F. Accept Donation from the Southern California Edison Company

Accept a donation from the Southern California Edison Company (SCE) in the amount of \$1,000.00 for use towards the Fontana Leadership Intervention Program (FLIP).

G. Acceptance of the Coyote Canyon Conservation Areas within the Coyote Canyon Development

1. Approve and authorize the City Manager to execute the Long Term Management Plan (LTMP) for the Coyote Canyon Conservation Areas within the Coyote Canyon Development.

2. Approve and authorize the City Manager to execute any and all agreements with the Inland Empire Resource Conservation District (IERCD) in an amount up to \$25,000.00 annually to provide biological services for the ongoing maintenance for Coyote Canyon Conservation Areas within the Coyote Canyon Development.

H. Acceptance of Open Space Lots H and I of Tract No. 16876 within the Shady Trails Development

Approve and Authorize the City Manager to sign the acceptance certificate for a fee Grant Deed dedication of Open Space Lots H and I of Tract No. 16876 located within the Shady Trails development.

I. Adopt a Resolution to Authorize the City Manager to Execute an Agreement with Caltrans for Reimbursement of Grant Funds for the Safe Route to School Sidewalk Project

Adopt **Resolution No. 2018-025** authorizing the City Manager to execute the Program Supplement Agreement No. Q54 with the California Department of Transportation (Caltrans) for the Safe Route to School Sidewalk Project on Ramona Avenue from Juniper Avenue to Sierra Avenue; Alder Avenue from Shamrock Avenue to Baseline Road; and Locust Avenue from Arrow Boulevard to Miller Avenue, Project No. ATPSB1L-5307(027).

J. Approve a Bond Reduction for Tract No.'s 18859-4 and 18859-5 within the Promenade Specific Plan

Approve a reduction of the faithful performance/labor and materials bonds posted by D.R. Horton for Tract No.'s 18859-4 (Bond No. 480185S) and 18859-5 (Bond No. 480184S).

K. Approve Amendment No. 4 with the County of San Bernardino for the Banana Avenue Storm Drain Project

Approve and authorize the City Manager to execute Amendment No. 4 to San Bernardino County Contract No. 10-870 for the construction of the Banana Avenue Storm Drain Project. This Amendment will extend the termination date by one year, from July 30, 2018 to July 30, 2019.

L. Approve a Passenger Amenity Program Agreement with Omnitrans

Authorize the City Manager to enter into a new Passenger Amenity Agreement with Omnitrans for a comprehensive amenities program at existing and future bus stop locations throughout the City.

M. Calling of the November 6, 2018, General Municipal Election

Adopt **Resolution No. 2018-026**, of the City Council of the City of Fontana, California, calling and giving notice of a General Municipal Election to be held in the City of Fontana on Tuesday, November 6, 2018, for the election of certain officers of the City as required by the provisions of the Laws of the State of California relating to General Law Cities, and requesting consolidation of said election with the Statewide General Election to be held on said date.

N. Commercial Banking Services

Authorize a contract extension with Bank of America, N.A. to provide commercial banking services for an additional two (2) years.

O. Consultant Contract with Michael Baker International for Biological Support for Implementation of the North Fontana Conservation Program

Approve an amendment to the contract with Michael Baker International in the amount of \$13,800.00 to complete negotiations with the California Department of Fish and Wildlife (CDFW) regarding the establishment of a Habitat Conservation Area adjacent to the Panorama Community in Hunter's Ridge pursuant to the implementation of the North Fontana Conservation Program.

P. Emergency Solutions Grant (ESG) Program –Service Provider Award

Award bid (SP-48-HD-18) and authorize the City Manager to enter into a two year

agreement, with up to three one year extensions, with Water of Life Community Church as the designated service provider for the utilization of Federal Emergency Solutions Grant funds.

Q. Final Acceptance of Subdivision Improvements for Tract No. 17018

1. Accept as complete the Subdivision Improvements for Tract No. 17018 located on the northeast corner of Barbee Street and Mango Avenue.
2. Adopt **Resolution No. 2018-027**, accepting sewers in Tract No. 17018 as part of the City sewer system.

R. 2018 Local Guidelines for Implementing the California Environmental Quality Act (CEQA)

Adopt **Resolution No. 2018-028** repealing Resolution No. 2006-217, which was adopted for the 2006 CEQA Guidelines and adopting the 2018 Local Guidelines for Implementing the California Environmental Quality Act (CEQA).

S. Intention to Levy Assessments for Fiscal Year 2018-2019 for Landscape and Lighting Maintenance Districts

1. Adopt **Resolution No. 2018-029**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 1 ("LMD #1") for Fiscal Year 2018-2019 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.
2. Adopt **Resolution No. 2018-030**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 2 ("LMD # 2") for Fiscal Year 2018-2019 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.
3. Adopt **Resolution No. 2018-031**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 3 ("LMD # 3") for Fiscal Year 2018-2019 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.
4. Adopt **Resolution No. 2018-032**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 3-1 ("LMD # 3-1") for Fiscal Year 2018-2019 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.
5. Adopt **Resolution No. 2018-033**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Local Lighting Maintenance District No. 3 ("LLMD # 3") for Fiscal Year 2018-2019 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

PUBLIC HEARINGS:

A. Public Hearing on Formation of Community Facilities District #86 (Etiwanda Ridge)

Mayor Warren opened Public Hearing Item PH-A.

Management Services Director Lisa Strong provided the staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

ACTION: Motion was made by Mayor Pro Tem Roberts, seconded by Council Member Armendarez, and passed unanimously by a vote of 4-0-1 to approve Public Hearing Item "A" 1,2, and 3 (AYES: Warren, Roberts, Sandoval and Armendarez: NOES: None; ABSENT: Tahan) as follows:

1. Adopt **Resolution No. 2018-034** of the City Council of the City of Fontana of formation of the City of Fontana Community Facilities District No. 86 (Etiwanda Ridge), authorizing the levy of a special tax within the community facilities district and establishing an appropriations limit for the community facilities district.

2. Adopt **Resolution No. 2018-035** of the City Council of the City of Fontana deeming it necessary to incur bonded indebtedness within the City of Fontana Community Facilities District No. 86 (Etiwanda Ridge).

3. Adopt **Resolution No. 2018-036** of the City Council of the City of Fontana calling special election for City of Fontana Community Facilities District No. 86 (Etiwanda Ridge).

Mayor Warren called for the election results.

City Clerk Lewis announced that the election results were in favor.

ACTION: Motion was made by Mayor Pro Tem Roberts, seconded by Council Member Armendarez, and passed unanimously by a vote of 4-0-1 to approve Public Hearing Item "A" 4, 5 and 6. (AYES: Warren, Roberts, Sandoval and Armendarez: NOES: None; ABSENT: Tahan) as follows:

4. Adopt **Resolution No. 2018-037** of the City Council of the City of Fontana declaring results of special election and directing the recording of notice of special tax lien.

5. Waive further reading of and introduce **Ordinance No. 1776** levying special taxes within the City of Fontana Community Facilities District No. 86 (Etiwanda Ridge); and that the reading of the title constitutes the first reading thereof.

6. Adopt **Resolution No. 2018-038** of the City Council of the City of Fontana authorizing the execution and delivery of a Letter of Credit and Funding Agreement.

NEW BUSINESS:

A. Authorize the Issuance of Community Facilities District #31 (Citrus Heights North) Special Tax Refunding Bonds

Management Services Director, Lisa Strong provided the staff report.

No one spoke in favor or opposition.

ACTION: Motion was made by Council Member Armendarez, seconded by Mayor Pro Tem Roberts, and passed unanimously by a vote of 4-0-1 to approve New Business Item "A" (AYES: Warren, Roberts, Sandoval and Armendarez: NOES: None ABSENT: Tahan) as follows:

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

Council Member Armendarez announced his attendance at the International Conference of Shopping Centers in Las Vegas.

Council Member Armendarez thanked the Fontana Police Department for their work during the Fontana Days event.

City Treasurer Koehler-Brooks wished City Clerk Lewis a Happy Birthday.

City Clerk Lewis congratulated Police Chief Billy Green on the good job he did chairing the Faith Based Meeting.

City Clerk Lewis thanked everyone for all the Birthday wishes.

Council Member Sandoval announced his attendance at the International Conference of Shopping Centers in Las Vegas.

Council Member Sandoval announced his attendance at the 9th Annual Communication Conference in Ontario.

Council Member Sandoval wished City Clerk Lewis a Happy Birthday.

Council Member Sandoval wished Mayor Pro Tem Roberts an early Happy Birthday.

Council Member Sandoval asked that funding for the Veterans Memorial Wall be considered at the upcoming budget meeting.

Council Member Sandoval commented on an e-mail that was sent stating the he was trying to do away with the Pony Baseball League. Council Member Sandoval stated that what was stated in the e-mail was not true and he supports all youth sports. Council Member Sandoval stated that people should bring their concerns and evidence to the City Manager or the Police Chief so they can conduct an investigation before they make false accusations.

Mayor Pro Tem Roberts wished City Clerk Lewis a Happy Birthday.

Mayor Pro Tem Roberts commended Police Chief Green on a successful Faith Based

Meeting.

Mayor Pro Tem Roberts commended the Fontana Police Department for always doing a great job.

Mayor Pro Tem Roberts commended City Manager Hunt for being the longest serving City Manager and that the City is prosperous because of City Manager Hunt and staff.

Mayor Warren announced her attendance at the International Conference of Shopping Centers in Las Vegas.

Mayor Warren announced her attendance at the United States Conference of Mayors.

Mayor Warren commended Police Chief Green and staff on the successful Faith Based Meeting.

Mayor Warren thanked the Parks and Community Services Commission for their work on the no smoking ordinance.

Mayor Warren invited everyone to attend the Fontana Walks on Saturday, June 16, 2018 at 8:00 a.m. at Steelworkers Auditorium.

Mayor Warren commented on the successful Fontana Days event.

CITY MANAGER COMMUNICATIONS:

A. Discussion and Action Regarding the Processing of Teamsters Local 1932's Appeal of the City's Affirmative Determination re: Petition for Exclusive Representation Filed by the Fontana Public Works Association; PERB Case No. LA-CE-1273-M

City Attorney Joseph Ortiz, provided the staff report.

ACTION: Motion was made by Council Member Armendarez, seconded by Council Member Sandoval, and passed unanimously by a vote of 4-0-1 to approve staff's recommendation of upholding the Arbitrator's decision to reject the petition for exclusive representation filed by the Fontana Public Works Association. (AYES: Warren, Roberts, Sandoval and Armendarez; NOES: None; ABSENT: Tahan).

B. Consideration of the Community Services Commission Recommendation to Establish a City Smoking Ordinance

City Manager Ken Hunt provided the staff report.

No one spoke in favor or opposition.

ACTION: Motion was made by Council Member Armendarez, seconded by Council Member Sandoval, and passed by a vote of 4-0-1 to approve Community Services Commission recommendation to establish a City No Smoking Ordinance. (AYES:


Warren, Roberts, Sandoval and Armendarez: NOES: None; ABSENT: Tahan).

C. City Manager Communications

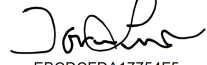
There were no City Manager Communications Received.

ADJOURNMENT:

The meeting adjourned at 8:40 to the next Regular City Council Meeting to be held on Tuesday, June 26, 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:

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Karen Porlas
Deputy City Clerk

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 26TH DAY OF JUNE, 2018.

DocuSigned by:

EBCDCFDA17754F5...
Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: 6CBFC86A090248319CB7D765F93A9EB2	Status: Completed
Subject: Please DocuSign: 6-12-2018 CC-Minutes-DRAFT.pdf	
Source Envelope:	
Document Pages: 10	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

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Signer Events

Karen Porlas
kporlas@fontana.org
Security Level: Email, Account Authentication (None)

Signature

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

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Electronic Record and Signature Disclosure:
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In Person Signer Events

Signature

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Editor Delivery Events

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Intermediary Delivery Events

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

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Evelyne Ssenkoloto
essenkol@fontana.org
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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	6/27/2018 8:41:11 PM
Completed	Security Checked	6/27/2018 8:41:11 PM

Payment Events	Status	Timestamps
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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..

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- 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.

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