

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
November 27, 2018**

WORKSHOP:

A. 5:30 P.M. WORKSHOP

A City Council Workshop was held on November 27, 2018 in the City Hall Executive Conference Room at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the Workshop to order at 5:35 p.m., with Mayor Pro Tem Roberts, Council Members Tahan, Sandoval and Armendarez present.

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

The Workshop adjourned at 5:41 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 Tahan, Sandoval and Armendarez present.

PUBLIC COMMUNICATIONS:

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

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d) (1)

Case: M.S., a minor, et al v. City of Fontana

United States District Court, Riverside - Court Case No: 5:16-cv-02498-JGB-DTB

CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE (Paragraph (1) of subdivision (d) of Section 54956.9)

Name of case: Mike Harris v. City of Fontana,

San Bernardino County Court Case No. CIVDS 1710589

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—Complaint in Arbitration: Coffman Specialties, Inc. v. City of Fontana)

CONFERENCE WITH LABOR NEGOTIATOR:

Agency designated representative: Kenneth R. Hunt, City Manager

Position: Human Resources Director

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, November 27, 2018, 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 Roberts, Council Members Tahan, Sandoval and Armendarez.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation by Pastor Samuel Dawkins, 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 Items.

SPECIAL PRESENTATIONS:

A. Special Recognition of Council Member Michael Tahan

Mayor Warren and City Council recognized Council Member Michael Tahan for his service on the Fontana City Council. The Mayor and City Council presented Council Member Tahan with a proclamation and spoke about his accomplishments while serving on the City Council.

Assembly Member Eloise Gomez Reyes presented Council Member Tahan with a proclamation.

David Enz, on behalf of Congresswoman Norma Torres, presented Council Member Tahan with a certificate of recognition.

San Bernardino County Supervisors Janice Rutherford and Josie Gonzales presented Council Member Tahan with a resolution.

Kathy Besser, Inland Empire Utilities Agency Representative on behalf of Jazmin Hall thanked Council Member Tahan for all of his contributions to the community.

Socorro Enriquez, Hispanic Chamber of Commerce, recognized Council Member Tahan for all he has done for the community.

Sylvia Richards, Community Baptist Church of Fontana, recognized Council Member Tahan for his leadership and humanitarianism.

Mayor Warren presented Council Member Tahan with certificates on behalf of Senator Connie Leyva and Assembly Member Freddie Rodriguez.

B. Police Department September Employees of the Month

Mayor Warren and City Council recognized Officer Quinones and Officer Valles as the Police Department's September 2018 Employees of the Month. Police Chief Green highlighted the Officers accomplishments. Officer Quinones and Officer Valles were present to accept.

C. Veterans Day Writing and Art Contest Winners

Mayor Warren and City Council recognized Veterans Day Writing and Art Contest Winners. Community Services Assistant, Michael Quinones introduced the Veterans Essay Winners: 1st place, Quentin Bryant; 2nd place, Maximos Crecelius; 3rd place, Pearl Maldonado; Art Winners: 1st place, Gabrielle Reese; 2nd place, Molly Jane Lopez; 3rd place, Lilly Gamez. All of the winners were present to accept.

PUBLIC COMMUNICATIONS:

A. Public Communications

Deborah Hall-Lindsey spoke on the Miss Black Awareness Scholarship Appreciation Luncheon and thanked the sponsors for their contributions. Ms. Hall-Lindsey spoke on the upcoming Miss Black Awareness Pageant and also wished Council Member Tahan well.

Danny Marquez thanked Council Member Tahan for his service on the City Council and spoke on the history of Council Member Tahan's involvement with the Veterans Resource Center.

Lydia Salazar-Wibert spoke on Council Member Tahan's accomplishments and commended the support he provides to the community.

Stan Money thanked Council Member Tahan for his generosity helping small businesses and individuals in the community.

Penelope Sachs, Inland Empire Ronald McDonald House, thanked the City of Fontana for their support of the 2018 Fontana Foundation of Hope Walk for Kids.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Tahan, seconded by Council Member Armendarez, and passed unanimously by a vote of 5-0 to approve Consent Calendar Items "A-E" (AYES: Warren, Roberts, Tahan, Sandoval and Armendarez: NOES: None) as follows:

A. Approval of Minutes

Approve the Minutes of the November 13, 2018 Regular City Council Meeting.

B. Amendment to the Telecommunications Facilities License Agreement for the Cell Tower located at Northgate Park

1. Approve the proposed amendment to the Telecommunications Facilities Agreement between the City of Fontana and T-Mobile West Tower, LLC, a Delaware limited liability company, to relocate the existing access area and utility easements for the cell tower located north of Foothill Boulevard and east of Citrus Avenue at Northgate Park.

2. Authorize the City Manager to Execute the Necessary Documents to effectuate said amendment.

C. Approve a Letter of Agreement with San Gabriel Valley Municipal Water District

Approve and authorize the City Manager to execute a Letter of Agreement with San Gabriel Valley Municipal Water District (District) to construct traffic signals within the District easement on the southeast corner of Citrus Avenue and Casa Grande Avenue.

D. Co-Sponsorship Applications 2018-2019

Review and approve the 5 Co-Sponsorships recommended for Fiscal Year July 1, 2018 – June 30, 2019 for a total funding amount of \$10,565 as recommended by the Parks, Community and Human Services Commission. However, staff subsequently identified an additional \$96 of staff costs associated with the Ephesians New Testament Church MLK Event. Staff is recommending Council approve funding for the September application period in the amount of \$10,661.

E. Resolution of Intent to form Community Facilities District #89 (Belrose)

1. Adopt **Resolution No. 2018-098** of the City Council of the City of Fontana of Intention to Establish a Community Facilities District and to Authorize the Levy of Special Taxes.

2. Adopt **Resolution No. 2018-099** of the City Council of the City of Fontana to Incur Bonded Indebtedness of the Proposed City of Fontana Community Facilities District No. 89 (Belrose).

PUBLIC HEARINGS:

A. Purchase & Sale Agreement - MAW Properties, LLC

Mayor Warren opened Public Hearing Item PH-A

Deputy City Manager David Edgar provided the staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

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

1. That the City Council conduct a public hearing, and;
2. Adopt **Resolution No. 2018-100** making findings that the approval of a Purchase and Sale Agreement with MAW Properties, LLC for the property located on the South-West corner of Highland Avenue and Auto Center Drive is exempt from the California Environmental Quality Act and approving the purchase and sale agreement, and;
3. Authorize the City Manager to execute any documents necessary or appropriate to complete the proposed sale.

B. Public Hearing on Establishment of Community Facilities District No. 92M for Street Lighting, Landscaping and Park Maintenance for Tract 20060, Calling for a Special Election of the Landowner of Community Facilities District No. 92M; and Adoption of Resolution Declaring the Results of the Special Election.

Mayor Warren opened Public Hearing Item PH-B.

Accounting Manager Dawn Brooks provided the staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

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

1. Adopt **Resolution No. 2018-101** of The City Council of the City of Fontana Establishing Community Facilities District No. 92M of the City of Fontana, County of San Bernardino, State of California, and Establishing the Boundaries Thereof.
2. Adopt **Resolution No. 2018-102** of the City Council of the City of Fontana Calling a Special Election and Submitting to the Voters of Community Facilities District No. 92M of the City of Fontana, County of San Bernardino, State of California, a Proposition with Respect to the Annual Levy of Special Taxes within said Community Facilities District to Pay the Costs of Certain Services to be provided by the Community Facilities District and a Proposition with Respect to the Establishment of an Appropriations Limit for said

Community Facilities District.

3. Adopt **Resolution No. 2018-103** of the City Council of the City of Fontana Declaring the Results of the Special Election for Community Facilities District No. 92M of the City of Fontana, County of San Bernardino, State of California, on the Propositions with Respect to (I) The Annual Levy of Special Taxes to Pay the Costs of Certain Services to be provided by the Community Facilities District and (II) The Establishment of an Appropriations Limit.

4. Waive further reading of and introduce **Ordinance No. 1783** Authorizing the Levy of a Special Tax within Community Facilities District No. 92M, that the reading of the Title constitutes the first reading thereof.

C. General Plan Amendment No. 17-006 and Environmental Impact Report (EIR) (State Clearinghouse No. 2018041008) (Seefried Valley and Catawba Warehouse project); General Plan Amendment No. 17-002 (Tamarind Warehouse Distribution project) (4th General Plan Amendment for 2018)

A joint hearing was conducted for Public Hearing Items "C", "D", and "E".

Mayor Warren opened the Public Hearings.

- Mayor Warren, Mayor Pro Tem Roberts, Council Member Tahan and Armendarez voted in favor of Public Hearing Items "C", "D", and "E".
- Council Member Sandoval voted "no" on Public Hearing Item "C", and voted in favor of Public Hearing Items "D" and "E".

Community Development Director Zai AbuBakar provided the staff report for PH Item "C".

Thomas Ruiz spoke in favor of the project.

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 "C" (AYES: Warren, Roberts, Tahan and Armendarez; NOES: Sandoval) as follows:

1. Adopt **Resolution No. 2018-104**, a Resolution of the City Council of the City of Fontana, certifying the Environmental Impact Report (State Clearinghouse [SCH] No. 2018041008) for General Plan Amendment No. 17-006 for the Seefried Valley and Catawba Warehouse project; Adopting Environmental Findings, a Statement of Overriding Consideration, and a Mitigation Monitoring and Reporting Program Pursuant to the California Environmental Quality Act (CEQA).

2. Adopt **Resolution No. 2018 -105**,

a. Approving General Plan Amendment No. 17-006, amending the General Plan Land Use Map to change the General Plan Land Use designation of approximately 32.3 gross

acres from General Commercial (C-G) to Light Industrial (I-L) for properties located at 15711, 15713, 15777, and 15895 Valley Boulevard and 10207 Poplar Avenue (Assessor's Parcel Numbers: 0235-211-01, -02, -09, -11, and -12) for the development of Seefried Valley and Catawba Warehouse Project.

b. Adopting a Mitigated Negative Declaration and direct staff to file the Notice of Determination for General Plan Amendment No. 17-002 for the development of the Tamarind Warehouse Distribution project.

c. Approving General Plan Amendment No. 17-002, amending the General Plan Land Use Map to change the General Plan Land Use designation of approximately 4.8 gross acres from Light Industrial (I-L) to General Industrial (I-G) for properties located at 10644, 10654, 10670, and 10694 Tamarind Avenue (Assessor's Parcel Numbers: 0256-011-05, -06, -07, and -08) for the development of the Tamarind Warehouse Distribution project.

D. Master Case No. 17-067; Zone Change No. 17-005; Tentative Parcel Map No. 19903 (TPM No. 17-012); Conditional Use Permit No. 17-033; and Design Review No. 17-030 for a 376,910 sq. ft. Warehouse Distribution Building Located on the Southeast Corner of Valley Boulevard and Catawba Avenue

A joint hearing was conducted for Public Hearing Items "C", "D", and "E".

Mayor Warren opened the Public Hearings.

- Mayor Warren, Mayor Pro Tem Roberts, Council Member Tahan and Armendarez voted in favor of Public Hearing Items "C", "D", and "E".
- Council Member Sandoval voted "no" on Public Hearing Item "C", and voted in favor of Public Hearing Items "D" and "E".

Community Development Director Zai Abubakar announced that a letter of opposition received from Golden State Environmental Justice Alliance on August 3, 2018, was withdrawn on November 26, 2018.

Assistant Planner Alejandro Rico provided the staff report for PH Item "D".

The Public Hearing was closed.

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

1. City Council has taken action on a previous public hearing item to approve a Resolution approving General Plan Amendment 17-006 to amend the land use map on approximately 32.3 adjusted gross acres of property from General Commercial (C-G) to Light Industrial (I-L) and to certify the Final Environmental Impact Report (State Clearinghouse No. 2018041008) and Mitigation Monitoring Program (MMRP), adopt a Statement of Overriding Consideration, a Statement of Facts and Findings, and direct staff to file a Notice of Determination;

2. Waive further reading of and introduce **Ordinance No. 1784** an Ordinance of the City of Fontana approving Zone Change No. 17-005, a request to change approximately 32.3 adjusted gross acres which includes the proposed warehouse site (APN: 0235-211-11 and -12) and the adjacent parcels (APN: 0235-211-01, -02 and -09) from General Commercial (C-2) to Light Industrial (M-1); and that the reading of the title constitutes the first reading thereof.

3. Adopt **Resolution No. 2018-106**, a Resolution approving Tentative Parcel Map No. 19903 (TPM No. 17-012), Conditional Use Permit No. 17-033 and Design Review No. 17-030 subject to the attached Findings and Conditions of Approval.

E. Master Case No. 17-022; Zone Change No. 17-002; Tentative Parcel Map No. 19841 (TPM No. 17-003); and Design Review No. 17-013 for a 99,999 sq. ft. Warehouse Distribution Building Located on the Westside of Tamarind Avenue, South of Slover Avenue

A joint hearing was conducted for Public Hearing Items "C", "D", and "E".

Mayor Warren opened the Public Hearings.

- Mayor Warren, Mayor Pro Tem Roberts, Council Member Tahan and Armendarez voted in favor of Public Hearing Items "C", "D", and "E".
- Council Member Sandoval voted "no" on Public Hearing Item "C", and voted in favor of Public Hearing Items "D" and "E".

Associate Planner Rina Leung provided the staff report for PH Item "E".

Doug Chermak spoke on the need for additional work on the Environmental Impact Report.

Matthew Slowik spoke on the biological resources and in support of the project.

The Public Hearing was closed.

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

1. City Council has taken action on a previous public hearing item to approve a Resolution approving General Plan Amendment 17-002 to amend the land use map on approximately 4.8 adjusted gross acres of property from Light Industrial (I-L) to General Industrial (I-G) and to adopt a Mitigated Negative Declaration for a site located at 10644, 10654, 10670, and 10694 Tamarind Avenue (Assessor's Parcel Numbers: 0256-011-05, -06, -07, and -08).

2. Waive further reading of and introduce **Ordinance No. 1785** an Ordinance of the City of Fontana approving Zone Change No. 17-002, a zone change to the Zoning District Map to change approximately 4.8 adjusted gross acres of property from Light Industrial

(M-1) to General Industrial (M-2) for a site located at 10644, 10654, 10670, and 10694 Tamarind Avenue (Assessor's Parcel Numbers: 0256-011-05, -06, -07, and -08); and that the reading of the title constitutes the first reading thereof.

3. Adopt **Resolution No. 2018-107**, a Resolution approving Tentative Parcel Map No. 19841 (TPM No. 17-003) and Design Review No. 17-013 subject to the attached Findings and Conditions of Approval for the consolidation of four (4) parcels into one (1) parcel to accommodate the development of a 99,999 square foot distribution warehouse.

4. Authorize the City Manager to execute the Restrictive Covenant Agreement between the City of Fontana and Tamarind Avenue LLC.

NEW BUSINESS:

A. Ordinance re City Council, Mayor and City Treasurer Salary and Auto Benefits

City Attorney Jeff Ballinger provided the staff report.

Mayor Warren asked to amend the ordinance to include a stipend and car allowance for the Elected City Clerk.

No one spoke in favor or opposition.

ACTION: Motion was made by Council Member Roberts, seconded by Council Member Armendarez, and passed by a vote of 4-0-1 to approve Public Hearing Item "E" and include an amendment to include a stipend and car allowance for the Elected City Clerk (AYES: Warren, Roberts, Sandoval and Armendarez; NOES: None; ABSTAIN: Tahan) as follows:

Introduce **Ordinance No. 1786** an Ordinance of the City Council of the City of Fontana, California Amending Sections 2-39 and 10-115 of the Fontana Municipal Code, regarding City Council and City Treasurer Salary and providing for automobile benefits.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

City Treasurer Koehler-Brooks congratulated Council Member Tahan on his service to the City of Fontana.

City Treasurer Koehler-Brooks congratulated the winners of the Charles Koehler Veterans Day Contest.

City Clerk Lewis wished Council Member Tahan continued success and thanked him for his service.

Mayor Pro Tem Roberts stated that it was an honor serving alongside Council Member Tahan.

Council Member Sandoval thanked Council Member Tahan for his service to the City of Fontana and the surrounding communities.

Council Member Armendarez announced he attended a Mayor's Roundtable in Washington, DC.

Council Member Armendarez wished Council Member Tahan well and applauded him for his sacrifice.

Council Member Armendarez wished his daughter a happy birthday.

Council Member Tahan thanked the Fire Department and Police Department for their work in the community.

Council Member Tahan thanked his colleagues for their comments and looks forward to still being involved in the community.

Council Member Tahan thanked staff for their support the past eight years.

Council Member Tahan thanked City Manager Ken Hunt and staff.

Mayor Warren echoed her colleagues' comments regarding Council Member Tahan.

Mayor Warren announced she attended a Mayor's Roundtable in Washington, DC.

Mayor Warren spoke on the holiday season and how proud she is of the community for helping those less fortunate.

Mayor Warren thanked everyone that worked with the City Council to provide turkeys to families within the community.

Mayor Warren spoke on the Eat and Be Well event that provided thanksgiving dinner and food giveaway to those in need.

Mayor Warren announced that the Christmas Tree Lighting Ceremony will be held at City Hall on Wednesday, November 28, 2018, at 6:00 p.m.

Mayor Warren announced that the Annual Christmas parade will be held on Saturday, December 8, 2018.


CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Hunt announced that the December 11, 2018, Regular City Council Meeting will begin at 6:00 p.m. with the swearing in of new City Council Members, and that there will be no Workshop or Closed Session.

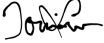
ADJOURNMENT:

The meeting adjourned at 9:14 p.m. to the next Regular City Council Meeting on Tuesday, December 11, 2018, at 6:00 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 11TH DAY OF DECEMBER, 2018.

DocuSigned by:

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Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: 95D3132255A248FBA8124C80D2F61AD1	Status: Completed
Subject: Please DocuSign: 11-27-2018 CC-Minutes-DRAFT.pdf	
Source Envelope:	
Document Pages: 11	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
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Record Tracking

Status: Original	Holder: City Clerk	Location: DocuSign
12/12/2018 9:31:25 AM	clerks@fontana.org	

Signer Events

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

Signature

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Signature Adoption: Pre-selected Style
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Tonia Lewis
tlewis@fontana.org
City Clerk
City of Fontana
Security Level: Email, Account Authentication (None)

DocuSigned by:

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Signature Adoption: Drawn on Device
Using IP Address: 172.58.25.154
Signed using mobile

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Signed: 12/12/2018 2:50:51 PM

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)

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Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Carbon Copy Events	Status	Timestamp
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Electronic Record and Signature Disclosure: Not Offered via DocuSign		

Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	12/12/2018 2:50:52 PM
Certified Delivered	Security Checked	12/12/2018 2:50:52 PM
Signing Complete	Security Checked	12/12/2018 2:50:52 PM
Completed	Security Checked	12/12/2018 2:50:52 PM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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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.

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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.