

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
January 22, 2019**

ARTIST SHOWCASE:

A. 5:30 P.M. Artist Showcase

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

CLOSED SESSION:

A. 6:00 P.M. CLOSED SESSION

A Closed Session was held at 6:00 p.m. in the City Hall Executive Conference Room with Mayor Warren, Mayor Pro Tem Armendarez, Council Members Roberts, Sandoval and Cothran 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: Dora Flores v. City of Fontana

San Bernardino Superior Court, Court Case No. CIVDS 1620828

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8:

Property: SEC Slover Avenue and Juniper Avenue/APN: 0255-041-25

Negotiating Parties: City of Fontana and Raju Verma, Ramm Hospitality

Negotiator: Debbie Brazill, 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 Fontana City Council was held on Tuesday, January 22, 2019, in the Grover W. Taylor Council Chambers at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:01 p.m.

ROLL CALL:

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

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE:

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

CLOSED SESSION ANNOUNCEMENT:

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

PROCLAMATIONS:

A. National Mentoring Month

Mayor Warren and the City Council Proclaimed January as National Mentoring Month. Children's Network Community and Events Coordinator Janki Patel was present to accept the Proclamation.

SPECIAL PRESENTATIONS:

A. Special Recognition of Henry J. Kaiser High School

Mayor Warren and City Council recognized Henry J. Kaiser High School as follows:

1. Proclaimed January 22, 2019, as Henry J. Kaiser High School Day
2. Henry J. Kaiser High School Marching Band for their performance at the Rose parade.
3. Henry J. Kaiser High School Football Team on their Sunkist League and CIF District 8 Championships.

Kaiser High School Band Director Anthony Allmond, Kaiser High School Head Coach William Cardosi, Kaiser High School Principal Terry Abernathy and Fontana School Board Members Adam Perez and Mary Sandoval were present to accept the recognition.

B. Artist Recognition

Mayor Warren and City Council recognized Tom Elenbaas as the artist in the Artist Showcase. Community Services Coordinator Ana Casillas presented the recognition. Mr. Elenbaas was present to accept.

C. Special Recognition of Fontana Resident Lois Williams

Mayor Warren and City Council recognized Fontana Resident Lois Williams on celebrating her 100th Birthday. Mayor Warren led the chambers in singing Happy

Birthday. Lois Williams was present to accept the recognition.

PUBLIC COMMUNICATIONS:

A. Public Communications

Deborah Hall-Lindsey brought the Miss Black Awareness Scholarship Pageant Contestants to the dais for introductions. The Mayor and City Council congratulated and thanked the contestants for their participation in the pageant.

Beth Djonne, Lewis Library and Technology Center Librarian, thanked the City of Fontana for their partnership with the Lewis Library and Technology Center and highlighted upcoming events and programming at the library.

CONSENT CALENDAR:

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

A. Approval of Minutes

Approve the Minutes of the January 8, 2019 Regular City Council Meeting.

B. Adoption of Ordinance No. 1787

Second Reading/ Adopt **Ordinance No. 1787** levying special taxes within the City of Fontana Community Facilities District No. 89 (Belrose).

C. Accept Donation from the Rite Aid Pharmacy Foundation - KidCents Program

Accept a donation of a prescription drug drop off box and supplies valued at approximately \$1,200.00 from the Rite Aid Pharmacy Foundation - KidCents Program

D. Accept Donations From The Universal Surveillance Systems Foundation (USS Foundation)

Accept donations from The USS Foundation valued at \$6,800.00 for the Police Department Community Program, Bicycle Giveaway.

E. Acceptance of Final Map for Tract No. 19959 located South of Brook Lane and East of Oleander Avenue

Accept Final Map for Tract No. 19959 located south of Brook Lane and east of Oleander Avenue; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

F. Adoption of an Ordinance related to Sidewalk Vending and a Resolution approving a New User Fee for Sidewalk Vending

1. Determine that the proposed sidewalk vending ordinance is not subject to environmental review under the California Environmental Quality Act (CEQA) pursuant to

State CEQA Guidelines Sections 15060(c)(3) and 15061(b)(3). Pursuant to CEQA Guidelines Section 15060(c)(3) and Section 3.01 of the City of Fontana 2018 Local Guidelines, the proposed regulations do not constitute a project under CEQA and have no potential to result in a direct or reasonably foreseeable indirect physical change in the environment; and direct staff to file a Notice of Exemption.

2. Waive further reading of and introduce Ordinance No. 1789 an Ordinance of the City of Fontana Repealing Section 15-51 of Article II and Article XIV of Chapter 15, Amending Section 15-741 of Article XV and Section 15-816 of Article XVI of Chapter 15 and Amending and Restating Article XVII of Chapter 15 of the Fontana Municipal Code Relating to Sidewalk Vending; and that the reading of the title constitutes the first reading thereof.

3. Approve Resolution No. 2019-010, a resolution of the City Council of the City of Fontana, California adopting a new user fee for sidewalk vending.

G. 2019 Statement of Investment Policy

Adopt the City of Fontana Statement of Investment Policy for 2019.

H. 2018 Police Department Community Program Donations

Accept gifts (\$14,360.00) and monetary donations (\$14,753.17) from multiple donors for the 2018 Police Department Programs to include: the Holiday Programs (Heroes and Helpers, Bicycle Giveaway and Shop with a Senior Events), Police Department (PD) On-Site Training, Red Ribbon Breakfast and Volunteer Appreciation Events.

PUBLIC HEARINGS:

A. Public Hearing on Formation of Community Facilities District No. 87 (El Paseo)

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 Council Member Roberts, seconded by Mayor Pro Tem Armendarez, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "A" Items 1-3 (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None) as follows:

1. Adopt **Resolution No. 2019-011** of the City Council of the City of Fontana of formation of the City of Fontana Community Facilities District No. 87 (El Paseo), 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. 2019-012** 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. 87 (El Paseo).

3. Adopt **Resolution No. 2019-013** of the City Council of the City of Fontana calling special election for City of Fontana Community Facilities District No. 87 (El Paseo).

Deputy City Clerk Karen Porlas opened the ballot and announced that the ballot was in favor.

ACTION: Motion was made by Council Member Roberts, seconded by Council Member Cothran, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "A" Items 4-6 (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None) as follows:

4. Adopt **Resolution No. 2019-014** 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. 1790** levying special taxes within the City of Fontana Community Facilities District No. 87 (El Paseo); and that the reading of the title constitutes the first reading thereof.

6. Adopt **Resolution No. 2019-015** of the City Council of the City of Fontana authorizing the execution and delivery of a Letter of Credit and Funding Agreement.

UNFINISHED BUSINESS:

A. Development Agreement No. 18-001 for the Summit at Rosena Specific Plan; Tentative Tract Map No. 20154 and Tentative Tract Map No. 20213 for 257 Single-Family Lots Located on the South Side of Casa Grande Drive between Cypress Avenue and Sierra Avenue

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

Second Reading/Adopt **Ordinance No. 1788**, an Ordinance of the City of Fontana, California, approving a Development Agreement between the City of Fontana, California and CalAtlantic Group, Inc., a Delaware Corporation to lock in the timing and construction of community amenities and public improvements, development impact fees, purchase of 1.3-acre fire station pad, and street widening and improvements along Sierra Avenue.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Discussion and Possible Action Regarding Appointment of Planning Commission and Parks, Community and Human Services Commissioners

Mayor Warren presented the following names for appointment to the Planning Commission: Daniel Quiroga, Cathline Fort, Raj Sangha, Angela Garcia, and Idillio

Sanchez.

ACTION: Motion was made by Council Member Cothran, seconded by Mayor Pro Tem Armendarez, and passed by a vote of 4-1 to approve the Mayor's recommendation of appointments to the Planning Commission (AYES: Warren, Armendarez, Roberts, and Cothran: NOES: Sandoval)

Mayor Warren presented the following names for appointment to the Parks, Community and Human Services Commission: Germaine McClellan Key, Ricardo Quintana, Craig Johnson, Anahi Ahumada, Luis Vaquera, Felix Jones, and Matthew Gordon.

ACTION: Motion was made by Mayor Pro Tem Armendarez, seconded by Council Member Cothran, and passed by a vote of 4-1 to approve the Mayor's recommendation of appointments to the Parks, Community and Human Services Commission (AYES: Warren, Armendarez, Roberts, and Cothran: NOES: Sandoval).

B. Elected Officials Communications/Reports

City Treasurer Koehler-Brooks congratulated the Commission appointees.

City Treasurer Koehler-Brooks congratulated the Armendarez family on the birth of baby Grace on December 27, 2018.

City Treasurer Koehler-Brooks wished Council Members Cothran and Sandoval happy birthday.

Council Member Sandoval announced he attended the League of California Cities Community Service Committee meeting in Sacramento.

Council Member Sandoval thanked Assembly Member Eloise Gomez Reyes for re-introducing the Vehicle License Fee Revenue measure.

Council Member Sandoval announced he attended the Community Meeting at Palmetto Elementary School.

Council Member Sandoval thanked his grandson Francisco for attending the council meeting.

Council Member Sandoval wished Council Member Cothran a happy birthday.

Council Member Roberts spoke on the loss of community members Jean Holguin, Millie Henson and Mark Scott.

Council Member Roberts congratulated Kaiser High School on their accomplishments.

Council Member Roberts stated he is looking forward to 2019.

Council Member Cothran thanked everyone for their birthday wishes.

Council Member Cothran wished Council Member Sandoval and Chamber Director,

Gloria Martinez, a happy birthday.

Council Member Cothran extended thoughts and prayers to City Clerk Tonia Lewis on her recovery.

Council Member Cothran congratulated the Fontana Police Explorers on their competition in Chandler, Arizona.

Council Member Cothran spoke on the Clean Up The Trail event to be held on January 26, 2019.

Mayor Pro Tem Armendarez expressed condolences to the families of Jean Holguin, Millie Henson and Mark Scott.

Mayor Pro Tem Armendarez wished Council Members Sandoval and Cothran happy birthday.

Mayor Pro Tem Armendarez thanked Assembly Member Gomez Reyes for trying to bring back Vehicle License Fees.

Mayor Pro Tem Armendarez congratulated the newly appointed Commissioners.

Mayor Warren spoke on the efforts of Assembly Member Gomez Reyes for trying to bring back the Vehicle License Fees to Fontana; and thanked Police Chief Green for speaking on behalf of the City of Fontana.

Mayor Warren congratulated Assembly Member Gomez Reyes on her swearing in; and thanked Council Member Roberts for attending on behalf of the City of Fontana.

Mayor Warren congratulated the Rialto Black History Committee that celebrated Dr. Martin Luther King, Jr. at the Elks Club.

Mayor Warren spoke on the grand opening of Sprouts.

Mayor Warren thanked City staff and the Fontana Chamber for all their work on the State of the City.

Mayor Warren thanked all of the applicants that applied for the Commission appointments and encouraged them to stay involved in the community.

Mayor Warren spoke on fixing education and Fontana being serviced by five school districts, charters schools, religious schools and private schools; and her commitment to make sure that all students are successful and stated it is a unified effort to make that happen.

Mayor Warren announced the Mayor's Fontana Education Coalition and asked everyone to share ideas on how to help students be successful.

Mayor Warren stated she wants all students to be job ready when they leave school.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

There were no City Manager communications.

ADJOURNMENT:

A moment of silence was held for Jean Holguin, Millie Henson, and Mark Scott.

The meeting adjourned at 8:13 p.m. in memory of Jean Holguin, Millie Henson and Mark Scott to the League of California Cities New Mayors and Council Members Academy in Irvine, California, from January 30 through February 1, 2019, then to the Adjourned Regular City Council Meeting to be held on Saturday, February 9, 2019, at 9:00 a.m. in the City Hall Flex Room located at 8353 Sierra Avenue, Fontana, California; and to the next Regular City Council Meeting on Tuesday, February 12, 2019, 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 at 8353 Sierra Avenue, Fontana, California.

DocuSigned by:

Karen Porlas

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Karen Porlas
Deputy City Clerk

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 12th DAY OF FEBRUARY, 2019.

DocuSigned by:

Evelyne Ssenkoloto

26697A809FE542D

Evelyne Ssenkoloto
Senior Administrative Analyst

Certificate Of Completion

Envelope Id: E6E4243BF1374699B5A01B168352916E	Status: Completed
Subject: Please DocuSign: 1-22-2019 City Council Meeting Minutes - DRAFT.pdf	
Source Envelope:	
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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 2/14/2019 1:23:45 PM	Holder: City Clerk clerks@fontana.org	Location: DocuSign
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Signer Events

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

Signature

DocuSigned by:
Karen Porlas
E522540C465D4B9...

Timestamp

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Evelyne Ssenkoloto
essenkol@fontana.org
Security Level: Email, Account Authentication (None)

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Evelyne Ssenkoloto
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Viewed: 2/14/2019 2:29:00 PM
Signed: 2/14/2019 2:29:23 PM

Signature Adoption: Pre-selected Style
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Electronic Record and Signature Disclosure:
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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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Carbon Copy Events	Status	Timestamp
Evelyne Ssenkoloto essenkol@fontana.org Security Level: Email, Account Authentication (None)	COPIED	Sent: 2/14/2019 2:29:25 PM
Electronic Record and Signature Disclosure: Accepted: 2/14/2019 2:29:00 PM ID: 770d808b-b4fa-46ea-ba51-ae0fe0158d1d		

Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	2/14/2019 2:29:25 PM
Certified Delivered	Security Checked	2/14/2019 2:29:25 PM
Signing Complete	Security Checked	2/14/2019 2:29:25 PM
Completed	Security Checked	2/14/2019 2:29:25 PM

Payment Events	Status	Timestamps
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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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