

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
August 13, 2019**

WORKSHOP:

A. 5:00 P.M. WORKSHOP

A City Council Workshop was held on August 13, 2019, in the City Hall Executive Conference Room at 8353 Sierra Avenue, Fontana, California. Council Member Roberts called the Workshop to order at 5:02 p.m., with Council Members Sandoval and Cothran present. Mayor Pro Tem Armendarez arrived at 5:04 p.m., Mayor Warren arrived at 5:10 p.m.

Shannon Casey, Senior Engineer and Jason Ficht, Design Workshop representative provided a presentation on Urban Greening Landscape Plan. Discussion ensued on drought tolerant plants, tree root issues and existing landscape/tree areas within the city.

Deputy City Manager Debbie Brazill provided an update on Street Sweeping. Discussion ensued on implementing street sweeping on a trial basis in the new Celebration Development located at Sierra Avenue and Baseline Avenue.

Community Services Manager Kristy Samples provided an update on the After School Program within the Colton Unified School District.

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

The Workshop adjourned at 5:58 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 Armendarez, Council Members Roberts, Sandoval and Cothran present.

PUBLIC COMMUNICATIONS:

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

CONFERENCE WITH LEGAL COUNSEL- EXISTING LITIGATION

(Paragraph (1) of subdivision (d) of Section 54956.9)

County of San Bernardino v. City of Fontana, et al. Case No. CIVDS 1911476

Center for Community Action and Environmental Justice v. City of Fontana, et al. Case No. CIVDS 1911123.

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, August 13, 2019, 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 Armendarez, Council Members Roberts, Sandoval and Cothran.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation by Ridgeview Church Pastor Alexander Barrett, 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 Item.

PROCLAMATIONS:

A. Sickle Cell Trait Prevention Month

Mayor Warren and City Council Proclaimed the Month of August as Sickle Cell Trait Prevention Month. Farron D. Dozier was present to accept the Proclamation.

SPECIAL PRESENTATIONS:

A. Police Department June 2019 Employees of the Month

Mayor Warren and City Council recognized Lieutenant Jim Delatorre, Sergeant Kurt Schlotterbeck, Officer Timothy Frydendall, Officer Louis Ortiz, Property Clerks Stefanie Cendejas and Diane Kimball, and Community Services Manager Daniel Schneider as the Police Department's June 2019 Employees of the Month. Police Captain Burton highlighted staff's accomplishments.

PUBLIC COMMUNICATIONS:

A. Public Communications

Deborah Hall Lindsey spoke on the Concerned Citizens for the Betterment of North Fontana Fashion Show that was recently held and shared information on upcoming events.

Danny Marquez spoke on Veterans Partnering with Communities upcoming events.

Patricia A. Gonzalez spoke on upcoming disaster preparedness events.

Howard Eckert shared an invitation to the Fontana American Legion and Veterans of Foreign War Flag Retirement Ceremony to be held on Saturday, August 24, 2019, at the American Legion located on Foothill Boulevard.

Bishop Emory James spoke on bringing groups together on August 17, 2019, to discuss the homeless issues facing the region.

Farron Dozier provided his contact information in case anyone would like him to speak on the Sickle Cell Trait.

Janet Rodriguez recognized the National Night Out Event and congratulated the Fontana Chamber of Commerce for the Women in Leadership event; and spoke on Chaffey College Fall registration, Panther Welcome Day, and Chaffey College Tailgate Event.

Gloria Martinez thanked Mayor Warren for being the Keynote Speaker at the Women in Leadership Event; and Mayor Warren and Council Member Roberts for attending the Fontana Boxing Club Boxing Event. Ms. Martinez also spoke on upcoming grand openings.

CONSENT CALENDAR:

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

A. Approval of Minutes

Approve the Minutes of the July 23, 2019 Regular City Council Meeting.

B. Approval of a Contract with The 20/20 Network to Provide Strategic Planning & Public Affairs Services

1. Approve a one-year professional consulting services agreement between the City of Fontana and The 20/20 Network to provide strategic planning, public affairs, and communications services in the amount not to exceed \$51,000.
2. Approve and authorize the City Manager to execute a professional consulting services agreement between the City of Fontana and The 20/20 Network.
3. Approve an appropriation in the amount of \$51,000 from the General Fund #101,

Account No. 10110200-8130, funded from the Expenditure Control Budget (ECB) Reserve - City Administration.

C. Approval of a Purchase and Sale Agreement for the Property located at the Northeast Corner of Arrow Boulevard and Juniper Avenue - 16730 Arrow Blvd.

1. Approve a Purchase and Sale Agreement between the City of Fontana, a California Municipal Corporation, and John Long, an individual, for the property located at the northeast corner of Arrow Boulevard and Juniper Avenue-16730 Arrow Boulevard (APN: 0191-162-14)

2. Authorize the City Manager to execute the Purchase and Sale Agreement and any other documents necessary or appropriate to complete the proposed purchase, including authorization for collection of church rental fees as related to the existing lease agreements.

D. Approve a Bond Reduction for Tract No.'s 17059 and 17377 located at the Southwest Corner of Beech Avenue and Miller Avenue

Approve a reduction of the Faithful Performance and Labor and Materials bonds posted by Pulte Home Company, LLC for Tract No.'s 17059 and 17377, located at the southwest corner of Beech Avenue and Miller Avenue.

E. Award a Construction Contract for the So. Highland Avenue at Cypress Avenue Traffic Signal Project

1. Award and authorize the City Manager to execute a construction contract with Dynalectric for the construction of the So. Highland Avenue at Cypress Avenue Traffic Signal Project in the amount of \$399,025.00 and authorize a 10% contingency in the amount of \$39,903.00 (Bid No. SB-105-DE-19);

2. Appropriate \$185,000.00 from Local Measure I Fund No. 246 to the So. Highland Avenue at Cypress Avenue Traffic Signal Project No. 36003360;

3. Approve and Authorize the City Manager to execute any and all utility agreements, utility easements, and subsequent agreements on behalf of the City of Fontana for the So. Highland Avenue at Cypress Avenue Traffic Signal Project.

F. Award Bid for Equipment Rentals SB-111-PW-19

Approve and award bid (SB-111-PW-19) to United Rentals for two (2) years with three (3) one-year extensions at the sole discretion of the City on an as needed basis for equipment rentals.

G. Award Bid for Janitorial Services SB-94-PW-19

Approve, award bid (SB-94-PW-19), and authorize the City Manager to enter into a two (2) year contract with Mastercorp Commercial Services for Janitorial Services with three (3) one-year extensions at the sole discretion of the City.

H. Award Bid for the Purchase of City Tires, Emergency Roadside and Off-Road Service SB-110-PW-19

Approve and award bid (SB-110-PW-19) for a two-year contract with Daniel Tire Service and Parkhouse Tire, Inc. for the purchase of City tires, emergency roadside and off road services, with three (3) one-year extensions at the sole discretion of the City.

I. Joint Use Facility Agreement with Colton Joint Unified School District for the After School Program and Use of Field Space

1. Approve Amendment Number 5 to Joint Use Agreement with Colton Joint Unified School District and the City of Fontana for use of facilities for the After School Program at Michael D'Arcy, Jurupa Vista, and Sycamore Hills Elementary Schools. (Attachment A)

2. Approve Amendment Number 5 to Joint Use Agreement with Colton Joint Unified School District and the City of Fontana for the use of playfield at Jurupa Vista Elementary School. (Attachment B)

3. Approve Amendment Number 5 to Joint Use Agreement with Colton Joint Unified School District and the City of Fontana for the use of playfield at Michael D'Arcy Elementary School. (Attachment C)

4. Authorize the City Manager or his designee to sign the amendments to the Joint Use Agreements with Colton Joint Unified School District and the City of Fontana.

J. Resolution Authorizing Submittal of an Application for Statewide Park Development and Community Revitalization Program Grant Funds

Adopt **Resolution No. 2019-123**, authorizing the City Manager to approve an application for Statewide Park Development and Community Revitalization Program Grant Funds.

K. Resolution of Intent to Form Community Facilities District No. 98M (Tract 20176)

1. Adopt **Resolution No. 2019-124** of Intent of the City Council of the City of Fontana with Respect to Establishment of Proposed Community Facilities District No. 98M of the City of Fontana, County of San Bernardino, State of California.

2. Set the Public Hearing for September 24, 2019, for the Formation of the District and call for the Special Election for September 24, 2019.

L. Resolution of Intent to Form Community Facilities District No. 101M (Tract 20230)

1. Adopt **Resolution No. 2019-125** of Intent of the City Council of the City of Fontana with Respect to Establishment of Proposed Community Facilities District No. 101M of the City of Fontana, County of San Bernardino, State of California.

2. Set the Public Hearing for September 24, 2019, for the Formation of the District and call for the Special Election for September 24, 2019.

PUBLIC HEARINGS:

A. Ordinance Amending Chapter 15 of the Municipal Code Establishing

Regulations for Filming Permits

Mayor Warren opened Public Hearing Item PH-A.

Deputy City Manager Debbie Brazill provided the staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

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

1. Determine that the proposed ordinance establishing regulations for filming permits is exempt pursuant to Section 3.07 of the City of Fontana 2019 Local Guidelines for Implementing the California Environmental Quality Act (CEQA), as there will be no possibility of a significant environmental impact caused by this project.

2. Waive further reading of and introduce **Ordinance No. 1807**, an Ordinance of the City of Fontana amending Chapter 15 of the City of Fontana Municipal Code by adding Article XX Establishing Regulations for Filming Permits; and that the reading of the title constitutes the first reading thereof.

B. Master Case No. 19-011; Specific Plan Amendment No. 19-001; Tentative Tract Map No. 17039 (TTM No. 19-002)- Specific Plan Amendment No. 19-001 Proposes to Change the Product Type Identified in the Citrus Heights North Specific Plan (Shady Trails); Tentative Tract Map No. 17039 (TTM 19-002) is a Request to Subdivide Two (2) Existing Lots into Ten (10) Numbered Lots and Twenty-Four (24) Lettered Lots for the Purpose of Creating a Condo Map for Future Development of 101 Detached Condominiums.

Mayor Warren opened Public Hearing Item PH-B.

Senior Planner Dawn Rowe provided the staff report.

No one spoke in favor or opposition.

The Public Hearing was closed.

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

1. Adopt **Resolution No. 2019-126**, a Resolution of the City Council of the City of Fontana determining that the project has been reviewed under a previously approved Final Environmental Impact Report (State Clearinghouse No. (2003111125), for the Citrus Heights North Specific Plan (Shady Trails), pursuant to Section 15162 through

15164 of the California Environmental Quality Act (CEQA) Guidelines and Section 8.10 of the City of Fontana's 2019 Local CEQA Guidelines and direct staff to file the Notice of Determination; and approve Tentative Tract Map No. 17039 (TTM No. 19-002), a request to subdivide two (2) existing lots into ten (10) numbered lots and twenty-four (24) lettered lots for the purposed of creating a condominium map for future development of 101 detached condominiums, subject to the attached Findings and Conditions of Approval as listed in Attachment No. 3 (Planning Commission Staff Report); and

2. Waive further reading of and introduce **Ordinance No. 1808**, an Ordinance of the City Council of the City of Fontana, approving an amendment to the Citrus Heights North Specific Plan (Shady Trails), a request to change the product type in Planning Area 13 (PA 13) and Planning Area 14 (PA 14) from Garden Court and attached multi-family units to detached condominiums, and that the reading of the title constitutes the first reading thereof.

NEW BUSINESS:

A. Resolution Setting Forth City Manager's and Deputy City Manager's Spending Authority

Mayor Warren opened New Business Item A.

City Attorney Jeff Ballinger provided the staff report.

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

Adopt **Resolution No. 2019-127**, a Resolution of the City Council of the City of Fontana authorizing the City Manager and Deputy City Manager to procure goods and services and settle claims on behalf of the City up to specified amounts.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Designation of Voting Delegate and Alternate for the League of California Cities Annual Conference, October 16 - 18, 2019, Long Beach, California

ACTION: Motion was made by Mayor Pro Tem Armendarez, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0 to appoint a voting delegate and an alternate voting delegate at the League of California Cities Annual Conference, in Long Beach, California from October 16 - 18, 2019. (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None; ABSTAIN: None) as follows:

Mayor Warren as Voting Delegate and Council Member Cothran as Alternate Voting Delegate for the League of California Cities Annual Conference.

B. Elected Officials Communications/Reports

City Treasurer Koehler-Brooks reminded everyone that the Above the Limits program is

back in session and thanked Community Services Director Garth Nelson and staff for all their work on the program.

City Clerk Lewis shared information on behalf of Pastor Emory James, for the Homeless Conference that will be held on Saturday, August 17, 2019, at 10:00 a.m. at the West Side Baptist Church.

City Clerk Lewis spoke on the need for a new roof at Fontana Community Church and encouraged the community to help the church raise funds for the roof. City Clerk Lewis also invited the community to visit the church for Sunday services that are held at 10:00 a.m.

Council Member Cothran spoke on cars driving fast near parks and requested staff look into having speed bumps installed around parks.

Mayor Pro Tem Armendarez thanked everyone for a successful National Night Out event.

Mayor Pro Tem Armendarez commended Mayor Warren for speaking at the Women in Leadership event.

Mayor Pro Tem Armendarez expressed condolences to the family of California Highway Patrol Officer Moye Jr.

Council Member Sandoval expressed condolences to all public safety families on the loss of Officer Moye Jr.

Council Member Sandoval expressed condolences to the victims of the recent shootings across the country.

Council Member Sandoval requested information on the Veterans Memorial meetings and when the next meeting is scheduled for.

Council Member Sandoval announced he participated in the Firefighter training in San Bernardino and commended firefighters for all they do.

Council Member Sandoval requested information on the Military Banner Program.

Council Member Sandoval requested information on earthquake preparedness supplies at the community centers and when the supplies were last updated. Community Services Manager Michael Wright provided the information.

Council Member Sandoval wished his son-in-law Willy, grandson Chris, and sister Betty a happy birthday.

Council Member Roberts wished Betty Sandoval a happy birthday.

Council Member Roberts expressed condolences to the victims of the recent shooting tragedies around the country.

Council Member Roberts thanked the Public Works and Community Services Departments for an outstanding job creating a boxing facility at the Jessie Turner Health and Fitness Center.

Mayor Warren spoke on the recent boxing event held at the Jessie Turner Center and commended everyone involved.

Mayor Warren thanked the Fontana Chamber of Commerce, Gloria Martinez, and Julie Kelly for the opportunity to speak at the Women in Leadership event; and Kathy Tiegs and Cucamonga Water Department for the opportunity to speak at their event.

Mayor Warren spoke on the Mayor's Gala that will be held on Saturday, September 14, 2019.

Mayor Warren spoke on the recent tragedies across the nation and the need for the communities to come together.

Mayor Warren invited Martha Guzman-Hurtado, Communications and Marketing Manager to speak on a new initiative that the city is promoting.

Martha Guzman-Hurtado spoke on the Fontana Kindness Challenge.

In relation to the Fontana Kindness Challenge, Mayor Warren shared a story about a friend who paid for a fellow customer's groceries.

CITY MANAGER COMMUNICATIONS:


A. City Manager Communications

There were no City Manager comments received.

ADJOURNMENT:

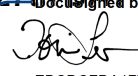
A moment of silence was held for Emily Nichols, Los Angeles Police Officer Juan Diaz, California Highway Patrol Officer Andrew Moye Jr., and the recent shooting victims across the country.

The meeting adjourned at 8:35 p.m. in memory of Emily Nichols, Juan Diaz, Andrew Moye Jr., and the victims of the recent shootings across the country to the next Regular City Council Meeting to be held on Tuesday, August 27, 2019, with an Artist Showcase at 5:30 p.m. in the Grover W. Taylor Council Chambers Foyer 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

27th DAY OF AUGUST 2019.

DocuSigned by:


EBDCCEDA17754E5

Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: 6C919A99AA9946EC88CF4A73E1962306	Status: Completed
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Source Envelope:	
Document Pages: 10	Signatures: 2
Certificate Pages: 5	Initials: 0
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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
9/11/2019 4:03:34 PM	clerks@fontana.org	

Signer Events

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

Signature

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

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Viewed: 9/11/2019 5:31:04 PM
Signed: 9/11/2019 5:31:55 PM

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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

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Certified Delivery Events

Status

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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
Evelyne Ssenkoloto essenkol@fontana.org Security Level: Email, Account Authentication (None)	COPIED	Sent: 9/11/2019 5:31:56 PM
Electronic Record and Signature Disclosure: Not Offered via DocuSign		

Witness Events	Signature	Timestamp
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Notary Events	Signature	Timestamp
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Envelope Summary Events	Status	Timestamps
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Certified Delivered	Security Checked	9/11/2019 5:31:56 PM
Signing Complete	Security Checked	9/11/2019 5:31:56 PM
Completed	Security Checked	9/11/2019 5:31:56 PM

Payment Events	Status	Timestamps
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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.

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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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