

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
March 10, 2020**

WORKSHOP:

A. 5:30 P.M. WORKSHOP

A City Council Workshop was held on March 10, 2020, in the City Hall Executive Conference Room at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the Workshop to order at 5:30 p.m., with Mayor Pro Tem Armendarez, Council Members Roberts, Sandoval and Cothran present.

City Attorney Isaac Rosen provided a presentation on AB 1486 Surplus Land Act.

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

The Workshop adjourned at 5:59 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 items:

CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION, PURSUANT TO PARAGRAPH (2) OF SUB-SECTION (d) AND PARAGRAPH (1) OF SUB-SECTION (e) of GOVERNMENT CODE SECTION 54956.9 – THREE CASES

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

Properties: 1). 16730 Arrow Boulevard, Fontana, CA located at the northeast corner of Arrow Boulevard and Juniper Avenue (APN 0191-162-14); and

2). Lot located near the southeast corner of Juniper Avenue and Spring Street (APN 0191-162-19).

Negotiating Parties: City of Fontana and Real Journey Academies, Inc., a California Non-Profit Corporation

Negotiator: Chuck Hays, Deputy City Manager

Under Negotiation: Price and Terms of Payment

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, March 10, 2020, in the Grover W. Taylor Council Chambers at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:03 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 Fontana Police Department Chaplain Valerie Torres, the Pledge of Allegiance was led by Council Member Armendarez.

CLOSED SESSION ANNOUNCEMENT:

City Attorney Richard Egger announced that there was no reportable action on the Closed Session Items.

SPECIAL PRESENTATIONS:

A. Police Department January 2020 Employees of the Month

Mayor Warren and City Council recognized Sergeant Andrew Vestey, Corporal Nathan Weiske, and Officers Christopher Drayer, Taylor Hart, Matthew Rodgers and Steven Roe as the Police Department's January 2020 Employees of the Month. Captain Burton highlighted the Police Officers accomplishments. Sergeant Andrew Vestey, Corporal Nathan Weiske, and Officers Christopher Drayer, Taylor Hart, Matthew Rodgers and Steven Roe were present to accept.

PUBLIC COMMUNICATIONS:

A. Public Communications

Emergency Services Officer Aminah Mears provided an update on the COVID-19 crisis.

Julissa Nario spoke on the positive nature of surveys taken by citizens of Fontana.

Matthew Hernandez invited the community to the American Cancer Society Relay for Life

event to be held on Saturday May 30, 2020; and presented the Mayor and City Council with a recognition plaque for their support of the event.

Deborah Hall-Lindsey thanked the supporters of the 52nd Annual Black History Parade and Expo that was held on February 29, 2020.

Martha Guzman-Hurtado spoke on the importance of being counted in the Census 2020.

Julian Bvambila spoke on a school assignment regarding housing in the City of Fontana.

CONSENT CALENDAR:

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

A. Approval of Minutes

Approve the Minutes of the February 25, 2020 Regular City Council Meeting.

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

Accept donation from Bel-Air Swap-Meet, Inc. in the amount of \$10,000.00 for use towards the 2020 65th Annual Fontana Days Run.

C. Accept Donation from Thompson Building Materials

Accept donation from Thompson Building Materials in the amount of \$5,000.00 for use towards the 2020 65th Annual Fontana Days Run.

D. Acceptance of Final Map for Tract No. 20214-4 Located within the Summit at Rosena Specific Plan

Accept the Final Map for Tract No. 20214-4 located north of Summit Avenue and west of Sierra Avenue within the Summit at Rosena Specific Plan; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

E. Award a Construction Contract for the Traffic Management Center (TMC) Fiber Optic Installation Project

Award and authorize the City Manager to execute a construction contract with Elecnor Belco Electric, Inc. for the construction of the Traffic Management Center (TMC) Fiber Optic Installation Project in the amount of \$1,215,629.00 and authorize a 10% contingency in the amount of \$121,562.90 (Bid No. SB-01-DE-20).

F. Final Acceptance of the Fontana Auto Center Monument Project

Accept as complete the work performed by Horizons Construction Co. International, Inc. for the construction of the Fontana Auto Center Monument Project and approve the final construction amount of \$875,340.60. (SB-35-DE-19).

G. Final Acceptance of the Merrill Avenue/Oleander Avenue/Fontana Avenue Traffic Signal Project

Accept as complete the work performed by Elecnor Belco Electric, Inc. for the construction of the Merrill Avenue/Oleander Avenue/Fontana Avenue Traffic Signal Project and approve the final construction amount of \$589,690.85. (SB-15-DE-19)

H. Final Acceptance of Storm Drain and Sewer Improvements for Vesta Way in Tract No. 16876-1

1. Accept as complete the storm drain and sewer improvements for Vesta Way in Tract No. 16876-1 located at the northwest corner of Knox Avenue and Citrus Avenue within the Shady Trails Community.
2. Adopt **Resolution No. 2020-016**, accepting sewer in Vesta Way for Tract No. 16876-1 as part of the City sewer system.

I. Fontana Art Association Bi-Annual Report: July - December 2019

Accept and file the July through December 2019 Fontana Art Association (FAA) Bi-Annual Report.

PUBLIC HEARINGS:

A. Public Hearing on Formation of Community Facilities District No. 96M

Mayor Warren opened Public Hearing Item PH-A.

Accountant Justin Marietta 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 Armendarez, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "A" items 1 and 2 (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None; ABSTAIN: None) as follows:

1. Adopt **Resolution No. 2020-017** of the City Council of the City of Fontana Establishing Community Facilities District No. 96M of the City of Fontana, County of San Bernardino, State of California, and Establishing the Boundaries Thereof.

2. Adopt **Resolution No. 2020-018** of the City Council of the City of Fontana Calling a Special Election and Submitting to the Voters of Community Facilities District No. 96M 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.

City Clerk Lewis announced that the ballot was in favor.

ACTION: Motion was made by Council Member Armendarez, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0 to approve Public Hearing Item "A" items 3 and 4 (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None; ABSTAIN: None) as follows:

3. Adopt **Resolution No. 2020-019** of the City Council of the City of Fontana Declaring the Results of the Special Election for Community Facilities District No. 96M 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. Read by title only, and waive further reading of and introduce **Ordinance No. 1824**, Authorizing the Levy of a Special Tax within Community Facilities District No. 96M, that the reading of the Title constitutes the first reading thereof.

B. Ordinance Adding Article IV to Chapter 19 of the City of Fontana Municipal Code Establishing Rules of Conduct Regulating the Use of City Transit Facilities

Mayor Warren opened Public Hearing Item PH-B.

Police Lt. Adam Clabaugh 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 Mayor Pro Tem Armendarez, 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. Determine that the proposed 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 and Section 3.01 of the City of Fontana 2019 Local Guideline, the proposed Ordinance does not constitute a project under CEQA and has 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. Read by title only, and waive further reading of and introduce **Ordinance No. 1825**, an Ordinance of the City of Fontana, adding Article IV.-Transit Facility Regulations to Chapter 19 of the City of Fontana Municipal Code establishing rules of conduct regulating the use of city transit facility; and that the reading of the title constitutes the first reading thereof.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

City Clerk Lewis stated that she will not be able to attend the upcoming Relay for Life event because of a scheduled surgery.

Council Member Roberts spoke on meeting with the new City Manager and stated that he is looking forward to his tenure in the City of Fontana.

Mayor Pro Tem Armendarez wished everyone a good night.

Council Member Cothran wished his wife a happy birthday.

Mayor Warren thanked the Fontana Unified School District for inviting her to attend a Saturday School event.

Mayor Warren spoke on the success of the Black History Parade and Expo.

Mayor Warren spoke on supporting the Relay for Life event.

Mayor Warren stated she is looking forward to working with the new City Manager.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

Interim City Manager Michael Milhiser spoke on the passing of former City Manager Jack Ratelle.

ADJOURNMENT:

A moment of silence was held for former City Manager Jack Ratelle.

The meeting adjourned at 7:44 p.m. in memory of Jack Ratelle to the next Regular City Council Meeting on Tuesday, March 24, 2020, 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 Ave, Fontana, California.

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Karen Porlas
Deputy City Clerk

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 24TH DAY OF MARCH 2020.

DocuSigned by:



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Tonia Lewis
City Clerk

Certificate Of Completion

Envelope Id: A4CCB97F19A9404AB5B9F28BCE447D54	Status: Completed
Subject: Please DocuSign: 3-24-2020 City Council Meeting Minutes - DRAFT.pdf	
Source Envelope:	
Document Pages: 6	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

Status: Original	Holder: City Clerk	Location: DocuSign
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Signer Events

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

Signature

DocuSigned by:

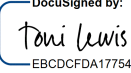
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Electronic Record and Signature Disclosure:
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Toni Lewis
tlewis@fontana.org
City Clerk
City of Fontana
Security Level: Email, Account Authentication (None)

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Signed: 3/25/2020 12:05:17 PM

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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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Electronic Record and Signature Disclosure:
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Carbon Copy Events	Status	Timestamp
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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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Signing Complete	Security Checked	3/25/2020 12:05:18 PM
Completed	Security Checked	3/25/2020 12:05:18 PM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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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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