

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR CITY COUNCIL MEETING  
March 24, 2020**

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**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.

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)

Eddie Macias, Jr. v. City of Fontana

Name of Court: San Bernardino County Superior Court

Case Number CIVDS 1614243

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

County of San Bernardino v. City of Fontana, et al.

San Bernardino County Superior Court

Case No. CIV DS 1911476

**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 24, 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 Council Member Roberts, the Pledge of Allegiance was led

by Council Member Cothran.

**CLOSED SESSION ANNOUNCEMENT:**

City Attorney Ruben Duran reported that there was no reportable action on the Closed Session Items.

**PUBLIC COMMUNICATIONS:**

**A. Public Communications**

There were no public communications received.

**CONSENT CALENDAR:**

**ACTION:** Motion was made by Council Member Sandoval, 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; ABSTAIN: None) as follows:

**A. Approval of Minutes**

Approve the Minutes of the March 10, 2020 Regular City Council Meeting.

**B. Adoption of Ordinance No. 1824**

Second Reading/ Adopt **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.

**C. Adoption of Ordinance No. 1825**

Second Reading/ Adopt **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.

**D. Adopt a Resolution to Set a Public Hearing for the Sale of Surplus Property located South of Boyle Avenue and East of Cypress Avenue**

Adopt **Resolution No. 2020-021** setting the date, time, and location of a public hearing to be held on Tuesday, April 14, 2020 to consider the possible sale of City-owned property located at the South of Boyle Avenue and East of Cypress Avenue to PDC OC/IE LPIV, LLC, a Delaware limited liability company.

**E. Approve a Project Specific Maintenance Agreement for Drainage with Caltrans**

Approve and authorize the City Manager to execute the Project Specific Maintenance Agreement for Drainage (08-19-N-DD-1058) between the City of Fontana and the California State Department of Transportation (Caltrans).

**F. Cell Tower Lease Amendment for Fire Station #78 Located Northwest of Foothill Boulevard and Citrus Avenue**

1. Approve the Lease Amendment No.2 with TowerCo to expand the groundlease and

install additional wireless telecommunications equipment in order to allow MetroPCS to develop a communication facility at Fire Station #78.

2. Authorize the City Manager to execute the necessary documents.

**G. Resolution of Intent to Form Community Facilities District No. 103M (Tract 18974)**

1. Adopt **Resolution No. 2020-022** of Intent of the City Council of the City of Fontana with Respect to Establishment of Proposed Community Facilities District No. 103M of the City of Fontana, County of San Bernardino, State of California.

2. Set the Public Hearing for April 28, 2020, for the Formation of the District and call for the Special Election for April 28, 2020.

**H. 2019 General Plan Annual Progress Report**

Direct staff to send the 2019 General Plan Annual Progress Report to the Governor's Office of Planning and Research (OPR) and the State Department of Housing and Community Development (HCD).

**PUBLIC HEARINGS:**

**A. Quarterly Lien Action for Delinquent Sewer, Rubbish and Weed Abatement Accounts**

Mayor Warren opened Public Hearing Item PH-A.

Accounting Manager Jennifer Thompson 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 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. Authorize staff to complete and record lien notices against real property for those sewer accounts sixty days or more delinquent as described in the Certified Lien List and direct staff to forward recorded liens to the County for collection.

2. Authorize staff to complete and record liens against real property for those rubbish accounts more than ninety days delinquent as described in the certified Lien List and direct staff to forward recorded liens to the County for collection.

3. Adopt **Resolution No. 2020-023** of the City Council of the City of Fontana adopting the statement of unpaid expenses for weed abatement and imposing a lien against real property for payment thereof.

## **B. User Fees for City Services**

Mayor Warren opened Public Hearing Item PH-B.

Accountant Justin Marietta provided the staff report.

Discussion ensued on deferring the fee increases at a later date due to the Covid-19 Virus.

No one spoke in favor or opposition.

The Public Hearing was closed.

**ACTION:** Motion was made by Council Member Cothran, seconded by Council Member Sandoval, 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:

Adopt **Resolution No. 2020-024** adopting certain new fees and increasing, decreasing or deleting certain existing fees for various City services.

## **C. Sale of Surplus Property Located South of Boyle Avenue and East of Cypress Avenue**

Mayor Warren opened Public Hearing Item PH-C.

City Attorney Ruben Duran announced that this item would be continued to the April 14, 2020, City Council Meeting.

No one spoke in favor or opposition.

The Public Hearing was closed.

**ACTION:** Motion was made by Council Member Armendarez, seconded by Council Member Sandoval, and passed unanimously by a vote of 5-0 to continue this item to the April 14, 2020, City Council Meeting. (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran; NOES: None; ABSTAIN: None).

## **ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

### **A. Elected Officials Communications/Reports**

City Treasurer Koehler-Brooks thanked Interim City Manager Mike Milhiser for all of his hard work.

Council Member Cothran spoke on working with the business community during the COVID-19 crisis.

Council Member Cothran spoke on developers contacting him regarding the need to

keep projects moving forward during the COVID-19 crisis.

Mayor Pro Tem Armendarez thanked Interim City Manager Mike Milhiser for all of his hard work and dedication to the City of Fontana.

Mayor Pro Tem Armendarez requested that families of those affected by the COVID-19 virus to be kept in prayer.

Mayor Pro Tem Armendarez encouraged everyone to order take out to keep local restaurants in business during the crisis.

Council Member Roberts spoke on Interim City Manager Mike Milhiser being a blessing to the City of Fontana and thanked him for his service.

Council Member Roberts expressed his condolences on the loss of Rotary District Governor Melanie Rice.

Council Member Roberts thanked all City employees for the way they have stepped up during this unprecedented crisis.

Council Member Sandoval thanked Interim City Manager Mike Milhiser for his service to the City of Fontana.

Council Member Sandoval spoke on documenting everything the City of Fontana is doing during this crisis, as it could help future generations to know what steps were taken.

Council Member Sandoval spoke on supporting local restaurants by ordering take out food.

Council Member Sandoval stated that residents can call the City Manager, Police Chief, Fire Chief or City Council Members to get information regarding the COVID-19 crisis.

Council Member Sandoval thanked the community and staff for coming together and dealing with new rules and new policies imposed due to the COVID-19 crisis.

Mayor Warren spoke on holding press conferences because media outlets are not covering the Inland Empire.

Mayor Warren spoke on keeping everybody up to date using social media and thanked everyone for sharing what is posted.

Mayor Warren thanked the media team and marketing people for doing an outstanding job of communicating information and updates.

Mayor Warren spoke on working toward getting assistance for everyone and providing a link for businesses to access small business loans and grants.

Mayor Warren spoke on "Fontana Together" meaning we come together as a community and continue to work together.

Mayor Warren thanked Fontana residents for having trust in the city leaders and city staff.

## **CITY MANAGER COMMUNICATIONS:**

### **A. City Manager Communications**

Interim City Manager Michael Milhiser thanked staff and the City Council for their support during the implementation of modified staffing.

Interim City Manager Michael Milhiser spoke on being thankful for the opportunity to work in the City of Fontana and praised the Mayor, City Council and City staff for all the great work they do.

## **ADJOURNMENT:**

The meeting adjourned at 7:45 p.m. in memory of Melanie Rice to the next Regular City Council Meeting on Tuesday, April 14, 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.

DocuSigned by:

*Karen Porlas*

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Karen Porlas  
Deputy City Clerk

**THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 14TH DAY OF APRIL 2020.**

DocuSigned by:

*Tonia Lewis*

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Tonia Lewis  
City Clerk

## Certificate Of Completion

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Document Pages: 6	Signatures: 2
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AutoNav: Enabled	Envelope Originator:
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Time Zone: (UTC-08:00) Pacific Time (US & Canada)	8353 Sierra Avenue
	Fontana, CA 92335
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## Record Tracking

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4/15/2020 10:53:11 AM	clerks@fontana.org	

## Signer Events

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

## Signature

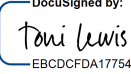
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Toni Lewis  
tlewis@fontana.org  
City Clerk  
City of Fontana  
Security Level: Email, Account Authentication (None)

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In Person Signer Events	Signature	Timestamp
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Editor Delivery Events	Status	Timestamp
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Agent Delivery Events	Status	Timestamp
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Carbon Copy Events	Status	Timestamp
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Kathy Kasinger  
kkasinger@fontana.org  
Security Level: Email, Account Authentication (None)

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Carbon Copy Events	Status	Timestamp
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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	4/15/2020 12:51:14 PM
Signing Complete	Security Checked	4/15/2020 12:51:14 PM
Completed	Security Checked	4/15/2020 12:51:14 PM

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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"> <li>•Allow per session cookies</li> <li>•Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection</li> </ul>

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