

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
June 23, 2020**

CLOSED SESSION:

A. 5:00 P.M. CLOSED SESSION

A Closed Session was held remotely at 5:00 p.m. 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 – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (Six potential cases)

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

Properties: Ventana at Duncan Canyon Specific Plan (I-15 Freeway/Duncan Canyon Road/Citrus Avenue)

Negotiating Parties: City of Fontana and HDO4, LLC

Negotiator: Mark Denny, City Manager,

Under Negotiation: Price and Terms of Payment

CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6

City Negotiator: Mark Denny, City Manager and Rakesha Thomas, Director of Human Resources and Risk Management Employee Organization(s): Teamsters Local 1932 City Hall Bargaining Unit; Teamsters Local 1932 Yard Bargaining Unit; and Management/Confidential Employees

CONFERENCE WITH LEGAL COUNSEL, Existing Litigation, pursuant to Government Code section 54956.9.

Libreria Del Pueblo et al. v. City of Fontana,

Sacramento County Superior Court Case No. 34-2014-80001921

CONFERENCE WITH LEGAL COUNSEL, Liability Claims: Pursuant to Government Code Section 54956.95 Workers' Compensation Claim; Agency Claimed Against: City of Fontana; Number of Claims: (One)

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 remotely on Tuesday, June 23, 2020. 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 Council Member Roberts, the Pledge of Allegiance was led by Council Member Cothran.

CLOSED SESSION ANNOUNCEMENT:

City Attorney Ruben Duran noted that the Closed Session Item "Ventana at Duncan Canyon Specific Plan" was not heard and will be continued to the Adjourned Regular City Council Meeting on Monday, June 29, 2020, at 9:00 a.m.

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

PUBLIC COMMUNICATIONS:

A. Public Communications

E-mail comments were received from the following:

Anthony Hurd commented on defunding the police and racism.

Angela Martin commented on defunding the police.

Elena Hernandez commented on allocating funds and resources to beautify the entire city.

Arlene Patlan commented on issues with illegal fireworks.

Voicemails were received by the following:

Kareem Gongora spoke in opposition of the recent curfew placed on the city.

Lauren Dove spoke on defunding the police.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Roberts, seconded by Mayor Pro Tem

Armendarez, and passed unanimously by a vote of 5-0-0 to approve Consent Calendar Items "A-R" (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran; NOES: None; ABSTAIN: Warren and Cothran abstained from Item "O" No. 2) as follows:

A. Approval of Minutes

Approve the Minutes of the June 9, 2020 Regular City Council Meeting.

B. Fiscal Year 2019/20 Fourth Quarter Budget Status Report

1. Approve the recommended Fourth Quarter Budget adjustments.
2. Adopt **Resolution No. 2020-054** of the City Council of the City of Fontana eliminating the classification of Strategic Transportation Engineering Manager and adopting the updated Management Confidential Salary Table

C. Adoption of Ordinance No. 1831 and 1832

1. Second Reading/Adopt **Ordinance No. 1831**, an Ordinance of the City Council of the City of Fontana approving Specific Plan Amendment No. 19-007, to add "Registered Vehicle Storage," and accompanying special use regulations, "Logistics and Distribution Facility," and "Truck/Trailer Storage: as allowable uses in the Speedway Industrial District and remove the lot size requirements for registered vehicle storage in the Southwest Industrial Park Specific Plan;

2. Second Reading/Adopt **Ordinance No. 1832**, an Ordinance of the City Council of the City of Fontana approving Development Agreement No. 19-003, which outlines infrastructure improvements (public sewer line) including a city reimbursement of up to \$300,000 towards the infrastructure improvements; and

3. Adopt the Addendum to the Southwest Industrial Park Specific Plan Program Environmental Impact Report (SCH No. 2009091089), pursuant to Section 15164 of the California Environmental Quality Act (CEQA) Guidelines and the City of Fontana's 2019 Local Guidelines for Implementing CEQA and direct staff to file the Notice of Determination.

D. Accept Department of Justice Coronavirus Emergency Supplemental Funding Grant for Fiscal Year 2020

1. Accept the Fiscal Year 2020 Department of Justice (DOJ) Coronavirus Emergency Supplemental Funding Grant (CESF) in the amount of \$180,217;

2. Authorize the City Manager or his designee to sign any/all related grant documents for the grant; and expend funds as outlined in the grant.

E. Acceptance of Final Map for Tract No. 17041 Located within the Citrus Heights North Specific Plan (Shady Trails)

Accept the Final Map for Tract No. 17041 located north of Summit Avenue and west of Citrus Avenue within the Citrus Heights North Specific Plan (Shady Trails); accept any and all public streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

F. Accept as Complete the Arboretum Meadows Village Backbone

Infrastructure for Duncan Canyon Road and Citrus Avenue

1. Accept as complete the Arboretum Meadows Village backbone infrastructure for Duncan Canyon Road and Citrus Avenue.
2. Adopt **Resolution No. 2020-055**, accepting sewers in Citrus Avenue, north of Casa Grande Avenue to Duncan Canyon Road (part of the Arboretum Meadows Village backbone infrastructure) as part of the City sewer system.

G. Final Acceptance of the Foothill Boulevard from Oleander Avenue to 600 feet East of Cypress Avenue Project

Accept as complete the work performed by Riverside Construction Company, Inc. for the construction of the Foothill Boulevard from Oleander Avenue to 600 feet East of Cypress Avenue Project and approve the final construction amount of \$2,154,360.47. (SB-05-DE-19)

H. Adopt Resolution to Accept the 2020 COPS Hiring Program Grant

1. Adopt **Resolution No. 2020-056** of the City Council of the City of Fontana approving and accepting a grant in the amount of \$625,000 from the U.S. Department of Justice Office of Community Oriented Policing Services (COPS). The City's portion of the grant match will be approximately \$2,500,000 to fund five (5) new officers which covers the 36-month grant period, plus the retention of all five officers for a minimum of 12 months following the grant performance period;
2. Increase estimated revenues and appropriations in Federal Grant Fund #321 for \$625,000 over a three-year grant period;
3. Authorize the City Manager and the Chief of Police, or his designee, to sign all related grant documents for the term of the grant.

I. Approve a Contract with Open Door Community Partners, LLC to Provide Service and Outreach to the Homeless Population of Fontana

1. Approve and authorize the City Manager to execute a contractual service agreement between the City of Fontana and Open Door Community Partners, LLC to provide service and outreach to the homeless population of Fontana;
2. Approve an appropriation in the amount of \$128,640 from the Permanent Local Housing Allocation (PLHA) Fund #295, for the contract with Open Door Community Partners, LLC and;
3. Approve an appropriation in the amount of \$51,360 from the Permanent Local Housing Allocation (PLHA) Fund #295, for the direct assistance expenses related to the Destination: HOME program.

J. Approve a Professional Services Agreement for the Ramona, Alder, Locust Avenue Safe Routes to School Project

1. Approve and authorize the City Manager to execute a Professional Services Agreement in the amount of \$149,666.00 with TKE Engineering, Inc. for engineering services for the Ramona, Alder, Locust Avenue Safe Routes to School Project, Federal

I.D. No. ATPSB1L-5307(027), request for proposal SP-70-DE-20.

2. Approve and authorize the City Manager to execute any future amendments to the Professional Services Agreement.

K. Authorize the Submittal of an Application for Permanent Local Housing Allocation Funds

1. Adopt **Resolution No. 2020-057** of the Mayor and City Council of the City of Fontana, California, authorizing the City Manager to submit an application for the projects utilizing Permanent Local Housing Allocation Funds from the California Department of Housing and Community Development.

2. Increase revenues in the Permanent Local Housing Allocation Fund #295 and approve an appropriation in the amount of \$981,122 for eligible housing-related projects and programs that address the unmet housing needs in the community.

L. Award Bid for Phone System Replacement SP-54-IT-20

1. Award bid SP-54-IT-20 to Maverick Networks, Inc. for the Unified Communication System (Phone System) and authorize the City Manager to execute purchase agreement and other related agreements to this project for a total cost of \$381,976.62 and;

2. Authorize to purchase data communications products from the NASPO ValuePoint contract from Mitel Business Systems.

M. Award a Construction Contract for the Valley Boulevard at Almond Avenue Traffic Signal Project

1. Award and authorize the City Manager to execute a construction contract with All American Asphalt for the construction of the Valley Boulevard at Almond Avenue Traffic Signal Project in the amount of \$1,020,000.00 and authorize a 10% contingency in the amount of \$102,000.00 (Bid No. SB-81-DE-20);

2. 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 Valley Boulevard at Almond Avenue Traffic Signal Project.

N. Commercial Banking Services

Authorize a contract extension with Bank of America, N.A. to provide commercial banking services for an additional two (2) years.

O. Intention to Levy Assessments for Fiscal Year 2020-2021 for Landscape and Lighting Maintenance Districts

1. Adopt **Resolution No. 2020-058**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 1 ("LMD #1") for Fiscal Year 2020-2021 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

2. Adopt **Resolution No. 2020-059**, of the City of Fontana, California, Declaring its

Intention to Levy and Collect Assessments within Landscape Maintenance District No. 2 ("LMD # 2") for Fiscal Year 2020-2021 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

3. Adopt **Resolution No. 2020-060**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 3 ("LMD # 3") for Fiscal Year 2020-2021 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

4. Adopt **Resolution No. 2020-061**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Landscape Maintenance District No. 3-1 ("LMD # 3-1") for Fiscal Year 2020-2021 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

5. Adopt **Resolution No. 2020-062**, of the City of Fontana, California, Declaring its Intention to Levy and Collect Assessments within Local Lighting Maintenance District No. 3 ("LLMD # 3") for Fiscal Year 2020-2021 and Giving Notice of and Setting the Time and Place of the Hearing on the Levy of the Proposed Assessment.

P. Annual Placement of Sewer Charges on the Property Tax Rolls

Adopt **Resolution No. 2020-063** of the City Council of the City of Fontana, California, directing the placement of sewer charges on the property tax bills for collection.

Q. Annual Placement of Rubbish Charges on the Property Tax Rolls

Adopt **Resolution No. 2020-064** of the City Council of the City of Fontana, California, directing the placement of rubbish charges on the property tax bills for collection.

R. Annual Placement of Weed Abatement Charges on the Property Tax Rolls

Adopt **Resolution No. 2020-065** of the City Council of the City of Fontana, California, directing the placement of weed abatement charges on the property tax bills for collection.

PUBLIC HEARINGS:

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

Mayor Warren opened Public Hearing Item PH-A.

Accountant Lisa Conlon provided the staff report.

No communication was received in favor or opposition.

The Public Hearing was closed.

ACTION: Motion was made by Mayor Pro Tem Armendarez, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0-0 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. 2020-066** 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. CONTINUED PUBLIC HEARING - Master Case No. 19-093: Specific Plan Amendment No. 19-010, Tentative Parcel Map No. 20156 (TPM19-014), Conditional Use Permit No. 19-035, and Administrative Site Plan No. 19-060 for a Specific Plan Amendment to the Southwest Industrial Park Specific Plan (SWIP) Specific Plan to Conditionally Allow Motor Vehicle Lease Use along with a Proposed Trailer Leasing Use at 10686 and 10730 Banana Avenues

Item was continued from the June 9, 2020 City Council Meeting

City Attorney Ruben Duran noted that the Public Hearing remained opened from June 9, 2020.

No communication was received in favor or opposition.

ACTION: Motion was made by Council Member Roberts, seconded by Mayor Pro Tem Armendarez, and passed unanimously by a vote of 5-0-0 to continue the public hearing on Master Case No. 19-093 for Specific Plan Amendment No. 19-010, Tentative Parcel Map No. 20156 (TPM19-014), Conditional Use Permit No. 19-035, and Administrative Site Plan No. 19-060 to the July 14, 2020, City Council meeting. AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None; ABSTAIN: None).

C. Third Combined General Plan Amendments 2020 and projects; Part No. 1 (Frome) - Subdivision for 156 Medium-Density Residential Lots; Part No. 2 (Providence Point) - Develop 96 Medium-Density Residential lots in a gated community; Part No. 3 (Goodman III) - Develop three (3) warehouse buildings totaling approximately 1,118,460 square feet; Part No. 4 (I-15 Logistics) - Develop an approximately 1,171,788 square foot warehouse building

Mayor Warren opened Public Hearing Item PH-C, Part 1 through 4.

Community Development Director Zai AbuBakar provided the staff report. One staff report was presented for all four parts.

The Public Hearing was closed.

Part No. 1 (Frome)

Master Case No. 18-054, General Plan Amendment No. 19-008, Zoning Code Amendment No. 19-006, Tentative Tract Map No. 20018, and Development Agreement No. 20-001 to change the General Plan Land Use designation and zoning from Residential Planned Community to Medium Density Residential to subdivide one parcel into 156 residential lots and a pocket park.

Two letters were received in opposition to the project.

ACTION: Motion was made by Mayor Pro Tem Armendarez, seconded by Council Member Cothran, and passed unanimously by a vote of 5-0-0 to approve Public Hearing Item "C" Part 1 (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran: NOES: None; ABSTAIN: None) as follows:

1.a Adopt **Resolution No. 2020-067** (Part No. 1,) a Resolution of the City Council of the City of Fontana, adopting the Mitigated Negative Declaration pursuant to Section 15070 of the California Environmental Quality Act (CEQA) and Section 6.16 of the 2019 Local Guidelines for implementing CEQA, approving General Plan Amendment No. 19-008 (Part 1 of General Plan Amendment cycle No. 3 of 2020) amending the General Plan Land Use designation on approximately 34 adjusted gross acres (APN: 1107-262-15) from Residential Planned Community (R-PC) to Medium Density Residential (R-M), and approving Tentative Tract Map No. 20018 (TTM NO. 18-005) to subdivide one parcel into 156 Medium-Density (R-M) residential lots, and one (1) approximate 5,999 square foot pocket park; and

1.b Read by title only and Waive further reading of and introduce **Ordinance No. 1833**, an Ordinance of the City Council of the City of Fontana, approving an amendment to the Zoning Map from Residential Planned Community (R-PC) to Medium-Density Residential (R-2), a request to subdivide approximately 34 adjusted gross acres into 156 medium-density residential lots, and one letter lot for an approximate 5,999 square foot pocket park, and that the reading of the title constitutes the first reading thereof; and

1.c Read by title only and Waive further reading of and introduce **Ordinance No. 1834**, an Ordinance of the City Council of the City of Fontana, approving Development Agreement No. 20-001, which provides a public benefit fee in the amount of \$434,000 dollars, and that the reading of the title constitutes the first reading thereof.

Part No. 2 (Providence Pointe)

One letter in opposition of the project was received.

Master Case No. 20-030, General Plan Amendment No. 20-010, Specific Plan Amendment No. 20-001, Tentative Tract Map No. 20346, and Design Review No. 20-014 to change the subject site (approximately 10.97 adjusted gross acres) from Commercial zoned to residential zoned for the development of 96 single-family homes in a gated community.

ACTION: Motion was made by Council Member Cothran, seconded by Mayor Pro Tem

Armendarez, and passed by a vote of 4-1-0 to approve Public Hearing Item "C" Part 2 (AYES: Warren, Armendarez, Roberts, and Cothran; NOES: Sandoval; ABSTAIN: None) as follows:

2.a. Adopt **Resolution No. 2020-068**, a Resolution of the City Council of the City of Fontana adopting the Addendum to the Providence Pointe Specific Plan Environmental Impact Report (SCH No. 2005121025), pursuant to Section No. 15162 and 15164 of the California Environmental Quality Act (CEQA) and Section 8.06 of the 2019 Local Guidelines for Implementing CEQA, approving General Plan Amendment No. 20-010 (Part No. 2 of General Plan Amendment Cycle No. 3 of 2020) changing the General Plan Land Use designation on approximately 10.97 adjusted gross acres from General Commercial (C-G) to Medium Density Residential (R-M), approving Tentative Tract Map No. 20346 to subdivide one (1) lot into 96 lots ranging in size from 2,686 square feet to 4,404 square feet and approving Design Review No. 20-014 for the development of 96 single family homes in a gated community; and,

2.b. Read by title only and waive further reading of and introduce **Ordinance No. 1835**, an Ordinance of the City Council of the City of Fontana approving Specific Plan Amendment No. 20-001, to change the zoning in Planning Area 1 of the Providence Pointe Specific Plan from General Commercial to Medium Density Residential on 10.97 acres and remove all text references to commercial development and insert an amended section for residential standards, and that the reading of the title constitutes the first reading thereof.

Part No. 3 (Goodman)

Master Case No. 19-016, General Plan Amendment No. 19-001, Zone Change No. 19-001, Tentative Parcel Map No. 20084, Design Review No. 19-005, Development Agreement No. 19-002, General Plan Amendment No. 20-003 (Up-zone site), Zone Change No. 20-001 (Up-zone site), General Plan Amendment No. 20-004 (Up-zone site), Zone Change No. 20-002 (Up-zone site) for the future development of an approximately 1,118,460 square foot warehouse.

Eight letters in opposition to the project were received.

ACTION: Motion was made by Council Member Roberts, seconded by Council Member Cothran, and passed by a vote of 4-1-0 to approve Public Hearing Item "C" Part 3 (AYES: Warren, Armendarez, Roberts, and Cothran; NOES: Sandoval; ABSTAIN: None) as follows:

3.a. Adopt **Resolution No. 2020-069** (Part No. 3,) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2019039071), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program, and a Statement of Facts and Findings, and direct staff to file a Notice of Determination; (Part No. 3 of General Plan Amendment cycle No. 3 of 2020) amending the General Plan Land Use designation on approximately 9.23 adjusted gross acres from Medium-Density Residential (R-M) to Multi-Family Residential (R-MF); and

3.b. Read by title only and Waive further reading of and introduce **Ordinance No. 1836**, an Ordinance of the City Council of the City of Fontana, approving an amendment to the Zoning Map from Single-Family Residential (R-2) to Multi-Family Residential (R-3), and that the reading of the title constitutes the first reading thereof; and

3.c. Adopt **Resolution No. 2020-070** (Part No. 3,) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2019039071), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program, and a Statement of Facts and Findings, and direct staff to file a Notice of Determination; (Part No. 3 of General Plan Amendment cycle No. 3 of 2020) amending the General Plan Land Use designation on approximately 6.48 adjusted gross acres from Single-Family Residential (R-SF) to Medium-Density Residential (R-M); and

3.d. Read by title only and Waive further reading of and introduce **Ordinance No. 1837**, an Ordinance of the City Council of the City of Fontana, approving an amendment to the Zoning Map from Single-Family Residential (R-1) to Medium-Density Residential (R-2), and that the reading of the title constitutes the first reading thereof; and

3.e. Adopt **Resolution No. 2020-071** (Part No. 3,) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2019039071), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program, and a Statement of Facts and Findings, and direct staff to file a Notice of Determination; (Part No. 3 of General Plan Amendment cycle No. 3 of 2020) amending the General Plan Land Use designation on approximately 47.5 adjusted gross acres from Residential-Planned Community (R-PC) to General Industrial (I-G); and

3.f. Read by title only and Waive further reading of and introduce **Ordinance No. 1838**, an Ordinance of the City Council of the City of Fontana, approving an amendment to the Zoning Map from Residential-Planned Community (R-PC) to General Industrial (M-2) and that the reading of the title constitutes the first reading thereof; and

3.g. Read by title only and Waive further reading of and introduce **Ordinance No. 1839**, an Ordinance of the City Council of the City of Fontana, approving an Specific Plan Amendment No. 19-002, to expand the specific plan boundaries to the east to Juniper Avenue, to facilitate the development of the project, and that the reading of the title constitutes the first reading thereof; and,

3.h. Read by title only and waive further reading of and introduce **Ordinance No. 1840**, an Ordinance of the City Council of the City of Fontana, approving Development Agreement No. 19-002, which provides a public benefit fee in the amount of \$6,000,000 dollars, and that the reading of the title constitutes the first reading thereof.

Part No. 4 (I-15 Logistics)

Master Case No. 15-078, Annexation No. 16-001, General Plan Amendment No. 15-005, General Plan Amendment No. 17-001, Zone Change No. 15-009, Tentative Parcel Map No. 19712, Design Review No. 16-003, Development Agreement No.

16-001, General Plan Amendment No. 20-008 (Up-zone site), Zone Change No. 20-007 (Up-zone site) for the future development of an approximately 1,171,788 square foot warehouse.

Seven letters in opposition of the project were received.

Twenty-one letters in support of the project were received.

ACTION: Motion was made by Council Member Sandoval, seconded by Council Member Roberts, and passed by a vote of 4-1-0 to approve Public Hearing Item “C” Part 4 (AYES: Warren, Armendarez, Roberts, and Sandoval; NOES: Cothran; ABSTAIN: None) as follows:

4.a. Adopt **Resolution No. 2020-072** a Resolution of the City Council of the City of Fontana certifying the Environmental Impact Report (SCH No. 2018011008) for the I-15 Logistics Warehouse and Annexation; Adopting Environmental Findings pursuant to the California Environmental Quality Act; and adopting a statement of overriding considerations and a Mitigation Monitoring and Reporting Program and direct staff to file a Notice of Determination; and,

4.b. Adopt **Resolution No. 2020-073** (Part No. 4 of the General Plan Amendment cycle No. 3 of 2020) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2018011008), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program, and a Statement of Facts and Findings, and direct staff to file a Notice of Determination approving General Plan Amendment No. 20-008, (Part No. 4 of General Plan Amendment cycle No. 3 of 2020) to amend the General Plan Land Use designation on approximately 12.5 adjusted gross acres from Single-Family Residential (R-SF) to Medium-Density Residential (R-M); and,

4.c. Read by title only and waive further reading of and introduce **Ordinance No. 1841**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 20-007 to change approximately 12.5 acres from Single-Family Residential (R-1) to Medium-Density Residential (R-2), and that the reading of the title constitutes the first reading thereof; and,

4.d. Adopt **Resolution No. 2020-074** approving Annexation No. 16-001 for the annexation of approximately 152 acres into the City of Fontana city limits including portions of road right-of-way (ROW), a Sphere of Influence (SOI) amendment (expansion) to include Assessor’s Parcel Number (APN) 0239-041-15 and portions of APNs: 0239-091-13 and 14, encompassing approximately 2.1 acres into the City of Fontana’s existing SOI and to annex portions of the annexation boundaries into the West Valley Water District, the San Bernardino Valley Municipal Water, and the Fontana Fire Protection District; and,

4.e. Adopt **Resolution No. 2020-075** (Part No. 4 of the General Plan Amendment cycle No. 3 of 2020) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2018011008), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program,

and a Statement of Facts and Findings, and direct staff to file a Notice of Determination approving General Plan Amendment No. 15-005, (Part No. 4 of General Plan Amendment cycle No. 3 of 2020) to assign a General Plan Designation of Light Industrial (M-1) to APN: 0239 041 15 and portions of APN: 0239-091 13 and Residential Estate (R-E) to portions of APN: 0239-091-14 and change the General Plan land use designation on approximately 76 acres from Residential Estate (R-E) and Public Facilities (P-PF) to Light Industrial (I-L).

4.f. Adopt **Resolution No. 2020-076** (Part No. 4 of the General Plan Amendment cycle No. 3 of 2020) a Resolution of the City Council of the City of Fontana, to certify the Final Environmental Impact Report (FEIR), (State Clearinghouse No. 2018011008), adopt a Statement of Overriding Consideration, a Mitigation Monitoring and Reporting Program, and a Statement of Facts and Findings, and direct staff to file a Notice of Determination approving General Plan Amendment 17-01 to amend the General Plan Circulation Element alignment and designation of Lytle Creek Road from a four-lane Secondary Highway to a two-lane Collector Highway; and,

4.g. Read by title only and waive further reading of and introduce **Ordinance No. 1842**, an Ordinance of the City Council of the City of Fontana approving Zone Change No 15-009, an amendment to the Zoning District Map to assign a pre-zone designation of Light Industrial (M-1) to APN: 0239-041-15, portions of APN 0239-91-13 and Residential Estate (R-E) to portions of APN: 0239-091 14, that currently do not have a pre-zone designation and change the pre-zoning from Residential Estate (R-E) and Public Facilities to Light Industrial (M-1) and that the reading of the title constitutes the first reading thereof; and,

4.h. Adopt **Resolution No. 2020-077**, a Resolution of the City Council of the City of Fontana, to approve Tentative Parcel Map to reconfigure the existing parcels of approximately 83 acres into two (2) parcels and a remainder parcel and a Design Review request to construct an approximately 1,171,788 square foot warehouse; and,

4.i. Read by title only and waive further reading of and introduce **Ordinance No. 1843**, an Ordinance of the City Council of the City of Fontana approving Development Agreement No. 16-001, which provides a public benefit fee in the amount of \$5,000,000 dollars, which includes a sewer credit of \$1,070,000, and that the reading of the title constitutes the first reading thereof.

NEW BUSINESS:

A. Consideration of a Disposition Agreement with HDO4, LLC for Certain Real Property Located Along Duncan Canyon Road Between Citrus Avenue and the I-15 Freeway

No one spoke in favor or opposition of the project.

Mayor Warren announced that this item will be continued.

City Attorney Ruben Duran announced that the Closed Session item related to this project will also be continued.

ACTION: Motion was made by Mayor Pro Tem Armendarez, seconded by Council Member Sandoval, and passed unanimously by a vote of 5-0-0 to continue this item to Monday, June 29, 2020, at 9:00 a.m. AYES: Warren, Armendarez, Roberts, Sandoval and Cothran; NOES: None; ABSTAIN: None).

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

Council Member Roberts expressed gratitude for all the birthday wishes.

Council Member Roberts thanked Community Development Director Zai AbuBakar and staff for doing a great job on all the large projects that were on the agenda.

Council Member Roberts thanked the Police Department for remaining professional during the recent difficult times.

Mayor Pro Tem Armendarez wished Council Member Roberts a happy birthday.

Mayor Pro Tem Armendarez thanked Community Development Director AbuBakar and staff for working on the general plan items and Management Services Director Lisa Strong and staff for their work on the budget.

Mayor Pro Tem Armendarez thanked the Police Department for protecting the community.

Council Member Sandoval wished Council Member Roberts a happy birthday.

Council Member Sandoval stated that illegal fireworks users will be fined and reminded parents to keep their children safe.

Council Member Sandoval thanked all those in the military for their service.

Council Member Cothran encouraged the community to provide addresses where illegal fireworks are being used, the address will assist the Police Department to respond to the correct location.

Council Member Cothran wished Council Member Roberts a happy birthday and thanked him for being a mentor and friend.

Council Member Cothran wished everyone a happy and safe 4th of July.

Mayor Warren spoke on the City Manager working on policy to consider higher fines for the use of illegal fireworks.

Mayor Warren wished all the dads a happy belated Father's Day.

Mayor Warren thanked the Police Department and spoke on receiving many messages in

support of the police and praising the officers for keeping the community safe.

Mayor Warren spoke on having discussions with the community related to police brutality, police reform and policies.

Mayor Warren spoke on recently hosting a BBQ Appreciation with Rotary and the Fontana Police Association for all officers including officers from other agencies that assisted during the recent protest related issues at City Hall.

Mayor Warren thanked the community for all the support they are giving the City Council.

Mayor Warren spoke on a forum with the Police Chief that will be held on Thursday, June 25, 2020, at 10:00 a.m. and encouraged everyone to submit their comments and questions.

Mayor Warren thanked all of the organizations that have invited her to participate in their virtual meetings.

Mayor Warren spoke on illegal fireworks being seized and encouraged the community to turn the violators in.

Mayor Warren spoke on not being able to have the regular 4th of July event at Fontana High School but announced that the City will be providing a virtual 4th of July event that everyone can enjoy.

Mayor Warren spoke on the City Council working on strategic ways to augment lost sales tax through the major projects being brought forward.

Mayor Warren thanked her colleagues for approving the projects on the agenda.

Mayor Warren thanked staff for all the time they spend on getting the projects ready for City Council review.

Mayor Warren commended City Manager Mark Denny for all of his work in the past few months and is looking forward to accomplishing more.

Mayor Warren commended City Attorney Ruben Duran for keeping the City Council on track and also all of his colleagues for assisting the City's efforts.

Mayor Warren commended Deputy City Clerk Karen Porlas for making sure all of the communications from the community are received by the Mayor and City Council.

Mayor Warren thanked the community for supporting the City Council.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Mark Denny thanked Community Development Director AbuBakar, staff and

the applicants for all their work on the Public Hearing items.

City Manager Denny thanked staff for all their work putting together a balanced budget for Fiscal Year 2020-2021.

ADJOURNMENT:

A moment of silence was held for Gail E. Jackson.

The meeting adjourned at 8:55 p.m. in memory of Gail E. Jackson to the next Adjourned Regular City Council Meeting on Monday, June 29, 2020, at 9:00 a.m. then to the Regular City Council Meeting on Tuesday, July 14, 2020, at 7:00 p.m. that will be available remotely.

DocuSigned by:


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Karen Porlas
Deputy City Clerk

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

DocuSigned by:


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Tonia Lewis
City Clerk

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kkasinger@fontana.org
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Notary Events	Signature	Timestamp
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Signing Complete	Security Checked	7/15/2020 12:59:51 PM
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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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