

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
September 22, 2020**

CLOSED SESSION:

A. 6:00 P.M. CLOSED SESSION

A Closed Session was held remotely at 6:00 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: (one potential case)

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

PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957

Title of Position: City Attorney

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

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,

September 22, 2020. Mayor Warren called the meeting to order at 7:19 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 Mayor Pro Tem Armendarez.

CLOSED SESSION ANNOUNCEMENT:

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

PUBLIC COMMUNICATIONS:

A. Public Communications

E-mail comments were received from the following:

Javier Gonzales commented on truck traffic issues at the Amazon facility.

Theresa P. commented in opposition of warehouses in South Fontana.

Silvia Medina commented in opposition of warehouses in South Fontana.

Tim Dershowitz spoke on his displeasure with Council Member Sandoval.

Paul Shaw commented on a code enforcement issue he's dealing with.

Voicemail comments were received from the following:

Mr. Dominguez commented in opposition of warehouses.

No Name given - commented in opposition of warehouses.

Sunny Renteria commented in opposition of warehouses.

Leticia Ramirez commented in opposition of warehouses.

Nestor Renteria commented in opposition of warehouses.

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-I" (AYES: Warren, Armendarez, Roberts, Sandoval and Cothran; NOES: None;

ABSTAIN: None) as follows:

A. Approval of Minutes

Approve the Minutes of the September 8, 2020 Regular City Council Meeting.

B. Adoption of Policies for Federal Awards and Purchases

Adopt **Resolution 2020-124** of the City Council of the City of Fontana, amending Administrative Policy Section 20-50 (Purchasing Policies).

C. Acceptance of Easement Deeds for Roadway Purposes through the Pacific Electric Trail from San Bernardino Transportation Authority

1. Approve and authorize the City Manager to execute an Easement Deed for Public Street, Highway and/or Public Utility Purposes upon/over, and across the Pacific Electric Trail for the Beech Avenue Crossing;

2. Approve and authorize the City Manager to execute an Easement Deed for Public Street, Highway and/or Public Utility Purposes upon/over, and across the Pacific Electric Trail for the North Heritage Circle Crossing.

D. Accept as Complete the Backbone Infrastructure for Cypress Avenue and Casa Grande Avenue and Landscape Improvements for Citrus Avenue and Duncan Canyon Road

1. Accept as complete the backbone infrastructure for Cypress Avenue and Casa Grande Avenue and Landscape Improvements for Citrus Avenue and Duncan Canyon Road within the Arboretum Specific Plan;

2. Adopt **Resolution No. 2020-125**, accepting sewers in Cypress Avenue, north of Casa Grande Avenue to Duncan Canyon Road; and Casa Grande Avenue, between Citrus Avenue and Cypress Avenue (part of the Arboretum Meadows Village backbone infrastructure) as part of the City sewer system.

E. Accept the 2020-2021 Selective Traffic Enforcement Program Grant Award

1. Accept the State of California Office of Traffic Safety (OTS) 2020-2021 Selective Traffic Enforcement Program (STEP) Grant, number PT21134 in the amount of \$330,000;

2. Authorize the Chief of Police to sign the Standard Agreement and any Amendments between the Office of Traffic Safety and the Fontana Police Department.

F. Approve a Bond Reduction for Tract No.'s 17039 and 17039-1

Approve a reduction of the Faithful Performance and Labor and Materials bonds posted by SC Fontana Development Company, LLC for Tract No;s 17039 and 17039-1 within the Citrus Heights North Specific Plan (Shady Trails).

G. Approve the Measure I Five Year Capital Project Needs Analysis for Fiscal Years 2021/2022-2025/2026

Adopt **Resolution No. 2020-126**, adopting the Measure I Five Year Local Street Capital

Project Needs Analysis (CPNA) for Fiscal Years 2021/2022-2025/2026.

H. Auto Body Repair Services, SP-07-PW-21

Award bid and authorize the City Manager to enter into an agreement with Rudy's Auto Body, Inland Body and Paint Center, ABS Collision Center Inc. and Ceres Collision Center, for Auto Body Repair Services SP-07-PW-21, for a period of two (2) years, renewable for three (3) additional one (1) year increments at the City's sole discretion.

I. G4S Secure Solutions Jail Services

1. Authorize the Purchasing Office to piggy-back utilizing the City of Westminster RFP for Custody Officer Services (awarded March 11, 2020) to G4S Secure Solutions (USA) Inc. to provide booking, jail, and transport services for an initial term of 3 years with 3 one-year optional renewals thereafter;

2. Authorize the City Manager or his designee to sign the contract, all related documents, and any amendments for the term of the contract.

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 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 "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. 2020-127** 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. Public Hearing and Adoption of HUD Community Development Block Grant-CARES Act (CDBG-CV) Substantial Amendment

Mayor Warren opened Public Hearing Item PH-B.

Housing Development Manager Valerie Gonzales 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 Roberts, 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 the draft Substantial Amendment to the Community Development Block Grant-CARES Act (CDBG-CV) Action Plan.
2. Authorize the City Manager to execute and transmit any documents necessary to ensure the City’s timely receipt of Community Development Block Grant-CARES Act (CDBG-CV) and Emergency Solutions Grant-CARES Act (ESG-CV) funding.

NEW BUSINESS:

A. Issuance of Special Tax Bonds for CFD #88 (Sierra Crest II)

Management Services Director Lisa Strong provided the staff report.

No one spoke in favor or opposition.

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

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

Council Member Cothran spoke on working with constituents, property owners, Amazon and the police department to address the warehouse traffic issues.

Council Member Cothran stated that there will be a community meeting regarding the Soccer Complex when COVID-19 restrictions are lifted.

Council Member Cothran spoke on “Yield on Yellow” traffic signals and is happy it is coming to fruition.

Council Member Cothran congratulated his sister and brother-in-law, Amanda and Shane, on their pregnancy.

Council Member Sandoval spoke on looking into “no right turn on red” light signage to allow for safe U-turns.

Council Member Sandoval spoke on trucks idling on Slover Avenue and Calabash Avenue instead of parking at truck stops.

Council Member Sandoval spoke on taking measures that would prohibit cars performing donuts on the streets and in parks.

Council Member Sandoval requested information on the volunteer park patrol program.

Council Member Sandoval spoke on providing patrol officers in parks and public facilities.

Council Member Sandoval requested a report on issues and responses to drug activity in the area between Arrow Avenue to Citrus to San Bernardino to Sierra Avenue.

Council Member Roberts spoke on working with Chief Green and the City Manager to address truck traffic concerns in south Fontana.

Mayor Pro Tem Armendarez reassured residents of south Fontana that their voices are being heard.

Mayor Pro Tem Armendarez requested extra patrols to address homeless issues at the shopping center at the southwest corner of Citrus and Foothill.

Mayor Pro Tem Armendarez spoke on drug use and gang activity problems at Jack Bulik Park.

Mayor Warren stated that the City is working with Amazon, the City Manager and Police Department to deal with the traffic concerns.

Mayor Warren encouraged the community to report any incidents to the Police Department immediately and stated they can also report issues directly to the City Manager and Police Chief.

Mayor Warren stated she is very proud of the job the Police Department and Fire Department are doing in the community.

Mayor Warren spoke on the Housing Development Manager and City Manager working together on rent, mortgage and business assistance programs available to the community.

Mayor Warren spoke on virtual programming the Community Services Department is providing.

Mayor Warren stated she had a conversation with a senior community member who expressed her gratitude for the help she is getting from the Great Plates Program.

Mayor Warren spoke on working with the school districts to continue to move the

community forward.

Mayor Warren spoke on National Voter Registration Day.

Mayor Warren thanked the Mayor's Youth Advisory Council for participating in Voter Engagement for Young People.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Mark Denny spoke on communicating with Burrtec regarding lien notices to make sure they are being printed in English and Spanish.

ADJOURNMENT:

A moment of silence was held for Frank Anthony Horzen, Cory Norton and Charles Morton.

The meeting adjourned at 8:13 p.m. in memory of Frank Anthony Horzen, and Cory Norton, Charles Morton. to the next Regular City Council Meeting on Tuesday, October 13, 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 13TH DAY OF OCTOBER 2020.

DocuSigned by:



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Tonia Lewis
City Clerk

Certificate Of Completion

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Subject: Please DocuSign: 9-22-2020 City Council Meeting Minutes - DRAFT.pdf	
Source Envelope:	
Document Pages: 7	Signatures: 2
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Envelope Originator:
Enveloped Stamping: Enabled	City Clerk
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
10/14/2020 12:34:25 PM	clerks@fontana.org	

Signer Events

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

Signature

DocuSigned by:

E522540C465D4B9...

Signature Adoption: Pre-selected Style
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Signed: 10/14/2020 1:12:35 PM

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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EBBCDFDA17754F5...

Signature Adoption: Pre-selected Style
Using IP Address: 76.218.56.24
Signed using mobile

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Viewed: 10/14/2020 5:31:06 PM
Signed: 10/14/2020 5:31:24 PM

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

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Kathy Kasinger
kkasinger@fontana.org
Records Coordinator
Security Level: Email, Account Authentication (None)

COPIED

Sent: 10/14/2020 5:31:25 PM

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: 10/14/2020 5:31:25 PM Viewed: 10/14/2020 5:47:04 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
Envelope Sent	Hashed/Encrypted	10/14/2020 5:31:25 PM
Certified Delivered	Security Checked	10/14/2020 5:31:25 PM
Signing Complete	Security Checked	10/14/2020 5:31:25 PM
Completed	Security Checked	10/14/2020 5:31:25 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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