

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
December 8, 2020**

CLOSED SESSION:

A. 5:00 P.M. CLOSED SESSION

A Closed Session was held remotely at 5:00 p.m. on Tuesday, December 8, 2020, 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 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 Yard Bargaining Unit and Management/Confidential Employees

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

Case: Carlos Fernandez v. City of Fontana

California Superior Court -San Bernardino Court Case No: CIVDS 1904779

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

Properties: APN: 0251-163-11 (NWC of Boyle and Cypress Avenue)

Negotiating Parties: City of Fontana and Duke Realty Limited Partnership

Negotiator: Ricardo Sandoval, Director of Engineering

Under Negotiation: Price and Terms of Payment

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (two potential case)

CALL TO ORDER/ROLL CALL:

A. 6:00 P.M. Call the Meeting to Order

The Regular Meeting of the Fontana City Council was held remotely on Tuesday, December 8, 2020. Mayor Warren called the meeting to order at 6:08 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.

ELECTION RESULTS:

A. Certification of Election Results

Deputy City Clerk Karen Porlas provided the staff report.

No one spoke in favor or opposition.

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

Adopt **Resolution No. 2020 -163** of the City Council of the City of Fontana, California, reciting the facts of the General Municipal Election held on November 3, 2020, and declaring the results thereof and such other matters as provided by law.

B. Recognition of Outgoing Elected Official

The Mayor and City Council recognized outgoing City Council Member Jesse Armendarez for his service to the City of Fontana. Council Member Armendarez was also presented with a Proclamation highlighting his accomplishments while serving on the City Council.

C. Oaths of Affirmation of Allegiance

Re-elected City Council Member Jesus "Jesse" Sandoval was sworn in for another four year term. Council Member Sandoval was sworn in by San Bernardino County Supervisor Janice Rutherford.

Newly elected Council Member Peter Garcia was sworn in for a four year term. Council Member Garcia was sworn in by Mayor Acquanetta Warren.

PUBLIC COMMUNICATIONS:

A. Public Communications

The following individuals left voicemails:

Rafael Garcia commented on having a Festival of Lights event and RV Rodeo at the Speedway.

Mark Velasco, Alex, Rebecca Gonzales, Allison, Mora Braden, Robert Martinez, Israel, Carlos Tina, Sunny Renteria, Terry P., Kelly, and Nancy Vargas all commented in opposition of warehouses on the Consent Calendar.

Zozane, Joe Alvarado and two other individuals that didn't provide a name, thanked Council Member Armendarez for his service on the City Council.

Michelle Pracer commented on the recent power outages.

Angel Ramirez commented on the great work the Mayor and City Council have done.

The following individuals called in live:

Elizabeth Sena, Eddie Lopez, Nikos Constant, Robert Constant and Debra Zeldin commented in opposition of warehouses on the Consent Calendar.

CONSENT CALENDAR:

City Attorney Ruben Duran announced that there was a change to Consent Calendar Item "H", the Assessors Parcel Number (APN) was changed from APN 0251-163-11 to APN 0251-163-13.

Council Member Sandoval noted that he was voting no on Consent Calendar Item "C", Numbers 2, 3, and 4.

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

A. Approval of Minutes

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

B. Adoption of Ordinance No. 1847

Second Reading/Adopt **Ordinance No. 1847**, an Ordinance of the City of Fontana amending and restating Ordinance No. 1805 levying special taxes within the City of Fontana Community Facilities District No. 88 (Sierra Crest II).

C. Adoption of Ordinances 1848 through 1856

Project No. 1 (Stratham Homes)

1.b Second Reading/ Adopt **Ordinance No. 1848**, an Ordinance of the City Council of the City of Fontana, approving a zone change to the Zoning Map on approximately 16.7 adjusted gross acres from General Commercial (C-2) to Medium Density Residential (R-2), APNs: 0228-021-07, -08, -09, -10, and 45.

Project No. 2 (Slover Warehouse)

2.b Second Reading/ Adopt **Ordinance No. 1849**, an Ordinance of the City Council of the City of Fontana, approving a zone change to the Zoning Map on approximately 2.06 adjusted gross acres from General Commercial (C-2) to Light Industrial (M-1), APNs: 0251-203-09.

Project No. 3 (Sierra and Casa Grande Warehouse)

3.e Second Reading/ Adopt **Ordinance No. 1850**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 18-006, a zone change to the Zoning Map from Medium Density Residential (R-2) for APNs: 0238-151-34 and -40 and High Density Multi-Family Residential (R-5) for APN: 0239-151-22 to Light Industrial (M-1).

3.f Second Reading/ Adopt **Ordinance No. 1851**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 20-003, a zone change to the Zoning Map from Low Density Residential (R-1) to Form-Based Code (FBC) – Transitional District for APNs: 0190-181-09, -10, -11, -12, -13, -14, -16, -23, -24, -25, -26, -27, -28, and -29.

3.g Second Reading/ Adopt **Ordinance No. 1852**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 20-004, a zone change to the Zoning Map from Low Density Residential (R-1) to Medium Density Residential (R-2) for APNs: 0192-221-06, -07, -32, and -44.

Project No. 4 (Fontana Foothills Commerce Center)

4.d Second Reading/ Adopt **Ordinance No. 1853**, an Ordinance of the City Council of the City of Fontana, approving Specific Plan Amendment No. 19-011 to modify the boundaries of the Southwest Industrial Park Specific Plan (SWIP) to include the subject parcels and to designate a Specific Plan zoning of Slover East Industrial District (SED).

4.e Second Reading/ Adopt **Ordinance No. 1854**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 19-005 a request to change the existing zoning on approximately 33.6 acres from Residential Planned Community (R-PC) and Form Based Code (FBC) to the Southwest Industrial Park Specific Plan (SWIP).

4.g Second Reading/ Adopt **Ordinance No. 1855**, an Ordinance of the City Council of the City of Fontana, approving Zone Change No. 20-008 a request to change the zoning on approximately 13.8 acres from Single-Family Residential (R-1) to Medium Density Residential (R-2)

4.h Second Reading/ Adopt **Ordinance No. 1856**, an Ordinance of the City Council of the City of Fontana approving Development Agreement No. 20-002, which provides a public benefit fee in the amount of \$3,206,234.00.

D. Adoption of Ordinance No. 1857

Second Reading/Adopt **Ordinance No. 1857**, an Ordinance of the City Council of the City of Fontana amending Article II of Chapter 7 of the Fontana Municipal Code relating to campaign contribution limits.

E. Adoption of Ordinance No. 1858

Second Reading/Adopt **Ordinance No. 1858**, an Ordinance of the City Council of the City of Fontana amending Article III of Chapter 2 and Article II of Chapter 20 relating to City Administration and the reading of the title constitutes the first reading thereof.

F. Acceptance of Final Map for Tract No. 19997

Accept the Final Map for Tract No. 19997 located on the northeast corner of Citrus Avenue and Walnut Street; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

G. Accept the Public Safety Power Shutoff Program Grant and Award Bid and contract to Furnish & Install Generator at Heritage Neighborhood Center SB-02-PW-21

1. Accept Funding and authorize staff to increase revenue and expenditures in the EOS Grant Fund 30128001 by \$300,000 through the California Governor's Office of Emergency Services (Cal OES) Public Safety Power Shutoff (PSPS) Program Cal OES ID #071-24680.

2. Award bid (SB-02-PW-21) and authorize the City Manager to execute a contract with Delta Electric to Furnish and Install a Generator at Heritage Community Center and to provide a five year warranty in the amount of \$209,304.37 and authorize a 10% construction contingency amount of \$20,930.00.

H. Adopt a Resolution to Set a Public Hearing for the Sale of Surplus Property located North of Boyle Avenue and West of Cypress Avenue

Adopt **Resolution No. 2020-153** setting the date, time, and location of a public hearing to be held on Tuesday, January 12, 2021 to consider the possible sale of City-owned property located north of Boyle Avenue and west of Cypress Avenue to Duke Realty Limited Partnership, an Indiana Limited Partnership.

I. Acceptance of Final Map for Tract No. 20228 Located North of South Highland Avenue, West of Beech Avenue

Accept the Final Map for Tract No. 20228 located north of South Highland Avenue and west of Beech Avenue; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider. The Subdivision Agreement with securities is being provided by the home builder, Lennar Homes of California, Inc., a California Corporation.

J. Adopt the Part Time Salary Table to Comply with Minimum Wage Increases

Adopt non-classified, part time salary table to comply with minimum wage increases effective January 1, 2021.

K. Annual Report on Development Impact Fees

Adopt **Resolution No. 2020-154** of the City Council of the City of Fontana, approving the Annual Report on Development Impact Fees and making findings as to unexpended funds.

L. Approve Amendment No. 6 to a Professional Services Agreement for the San Sevaine Trail Phase 1, Segment 2 Project

Approve and authorize the City Manager to execute Amendment No. 6 to a Professional Services Agreement with David Evans and Associates for Engineering Services for the San Sevaine Trail Phase 1, Segment 2 Project (SQ-12-DE-17) in the amount of \$138,060.00 for a total contract amount of \$921,822.32.

M. Approve a License Agreement with San Bernardino County Transportation Authority (SBCTA) for the Construction of a Sewer Pipe at the Pacific Electric (PE) Trail

Approve and authorize the City Manager to execute a License Agreement and future Amendments between the City of Fontana and San Bernardino County Transportation Authority (SBCTA) for a sewer crossing at the Pacific Electric Inland Empire Trail.

N. Award Bid for Security Services

Award bid and authorize the City Manger to enter into a contract agreement with Absolute International Security of El Monte, CA for a two-year period renewable for three (3) additional one-year increments at the City's discretion.

O. Award Contract for Remediation & Restoration Services

1. Approve and Award a Contract to Belfor USA Group, Inc. to provide property restoration services through a Piggy Back process of the City of Ontario's existing contract.

2. Authorize the City Manager to enter into a Piggy Back Contract with Belfor USA Group, Inc. for the time period remaining December 8, 2020 to June 30, 2022.

P. Award of Contracts for Engineering Design and Construction Management Services SP-23-PW-20

1. Award contract to HDR Engineering, Inc. for On-Call Engineering Design Services SP-23-PW-20.

2. Award contract to AKM Consulting Engineers and TRC Engineers, Inc. for On-Call Engineering Construction Management Services SP-23-PW-20.

3. Authorize the City Manager to enter into two-year contracts with three (3) one-year extensions at the City's sole discretion.

Q. Memorandum of Understanding between the Federal Bureau of Investigation (FBI) and the Fontana Police Department

1. Approve a Memorandum of Understanding (MOU) between the Federal Bureau of Investigation (FBI) and the Fontana Police Department

2. Authorize the City Manager (or his designee) to sign the MOU, all related documents and any amendments to continue this cooperative agreement as long as it is in the best interest of the City of Fontana.

R. Replacement of Securities for Tract 17039-1 within the Citrus Heights North Specific Plan (Shady Trails)

Approve replacement of securities for infrastructure improvements of Tract 17039-1

and authorize the City Manager to enter a Subdivision Agreement with Richmond American Homes of Maryland, Inc. for construction of infrastructure improvements.

S. Resolution Amending Resolution No. 2020-131, Resolution of Intent to Form Community Facilities District No. 104M (Tract 19997)

1. Adopt **Resolution No. 2020-155** Amending Resolution of Intent (2020-131) of the City Council of the City of Fontana with Respect to Establishment of Proposed Community Facilities District No. 104M of the City of Fontana, County of San Bernardino, State of California.

2. Set the Public Hearing for January 12, 2021, for the Formation of Community Facilities District No. 104M and call for the Special Election for January 12, 2021.

T. Transfer of Franchise Agreement - United Towing Service, Inc.

Approve the transfer of the Franchise Agreement held by United Towing Service, Inc. to Edwins Towing Inc.

U. Ventana Reimbursement Agreement

Approve and Authorize the City Manager to execute the Reimbursement and Indemnity Agreement with HD04, LLC. for Planning Area 6 of the Ventana Specific Plan, New Environmental Impact Report and Comprehensive Revisions of the Ventana Specific Plan.

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 Mayor Pro Tem Arnednarez, 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. 2020-156** 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 on Formation of Community Facilities District No. 100 (Victoria)

Mayor Warren opened Public Hearing Item PH-B.

Council Member Cothran recused himself due to owning real estate within 1,000 feet of CFD No. 100 (Victoria).

Management Services Director Lisa Strong 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 by a vote of 4-0-1 to approve Public Hearing Item "A" (AYES: Warren, Armendarez, Roberts, Sandoval; NOES: None; ABSTAIN: Cothran) as follows:

1. Adopt **Resolution No. 2020-157** of the City Council of the City of Fontana of formation of the City of Fontana Community Facilities District No. 100 (Victoria), authorizing the levy of a special tax within the community facilities district and establishing an appropriations limit for the community facilities district.

2. Adopt **Resolution No. 2020-158** of the City Council of the City of Fontana deeming it necessary to incur bonded indebtedness within the City of Fontana Community Facilities District No. 100 (Victoria).

3. Adopt **Resolution No. 2020-159** of the City Council of the City of Fontana calling special election for City of Fontana Community Facilities District No. 100 (Victoria).

Deputy City Clerk Karen Porlas opened the ballot and announced it was in favor.

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

4. Adopt **Resolution No. 2020-160** of the City Council of the City of Fontana declaring results of special election and directing the recording of notice of special tax lien.

5. Read by title only, and waive further reading of and introduce **Ordinance No. 1859** levying special taxes within the City of Fontana Community Facilities District No. 100 (Victoria); and that the reading of the title constitutes the first reading thereof.

6. Adopt **Resolution No. 2020-161** of the City Council of the City of Fontana authorizing the execution and delivery of a Letter of Credit and Funding Agreement.

C. Public Hearing on Formation of Community Facilities District No. 104M

Mayor Warren opened Public Hearing Item PH-C.

Accountant Justin Marietta announced that the Public Hearing will take place on January 12, 2021.

City Attorney Ruben Duran stated that no action was necessary due to staff announcement of Public Hearing date.

No one spoke in favor or opposition.

The Public Hearing was closed.

D. Appeal No. 20-003 is a Request by the Applicant, Michael Kohanoff, to Overturn the Planning Commission's Decision on October 20, 2020 Denying Administrative Site Plan (ASP) No. 16-018R1 to Amend a Previously Approved 5,469 Square Foot Multi-Tenant Commercial Building to Add a Drive-Through Lane on a 3.21 Adjusted Gross Acre Site Located at 16111 Valley Boulevard.

Mayor Warren opened Public Hearing Item PH-D.

No one spoke in favor or opposition.

City Manager Mark Denny announced that the applicant requested the Public Hearing be continued to January 12, 2021.

The Public Hearing was closed.

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

Continue Public Hearing Item "D" to January 12, 2021.

NEW BUSINESS:

A. Approval of Resolution Appointing Karen Porlas as Interim Deputy City Clerk and Approve Employment Agreement

City Manager Mark Denny provided the staff report.

No one spoke in favor or opposition.

ACTION: Motion was made by Council Member Cothran, 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:

1. Appoint Karen Porlas as Interim Deputy City Clerk pending the recruitment, selection, and employment of a permanent Deputy City Clerk.
2. Adopt Resolution No. **2020-162**, appointing Karen Porlas as Deputy City Clerk on an Interim basis, and authorize the City Manager to enter into an Employment Agreement with Mrs. Porlas as Interim Deputy City Clerk.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

Council Member Garcia spoke about his experience while serving on the Fontana Planning Commission and while serving on the Fontana Unified School Board.

Council Member Garcia thanked everyone that voted for him, and thanked his family, wife and Mayor Warren for their support during his campaign.

Council Member Garcia stated that he's looking forward to working with the Mayor and Council to do great things and thanked Mayor Pro Tem Armendarez for his service on the City Council.

Council Member Roberts thanked Mayor Pro Tem Armendarez for all his accomplishments while serving on the City Council and congratulated Council Member Sandoval and Garcia.

Council Member Roberts wished everyone a Merry Christmas and a Happy New Year.

Council Member Sandoval thanked everyone that voted for him, and thanked his wife and family for their support during his campaign.

Council Member Sandoval commended Fire Chief Birchfield and the Fire Department for donating toys to special needs children.

Council Member Sandoval congratulated Council Member Garcia on his election and stated that he's looking forward to working with all the Council.

Council Member Sandoval wished his sister Beatrice a happy birthday.

Council Member Cothran congratulated Council Member Sandoval and Council Member Garcia and noted that he's looking forward to working with them on the Council.

Council Member Cothran offered condolences to the family of Joe Bono and to the family of Pastor Bob Bryant. Council Member Cothran shared fond memories of Pastor Bryant.

Council Member Cothran reassured residents that the council is working hard to resolve the power outage issues.

Mayor Warren announced the 2020 Christmas event will air on K-Fon and will include showing of past parades and a message from the Mayor and Council.

Mayor Warren announced that the Speedway will not have a race in 2021, the Speedway is going to begin construction to make upgrades to the track and will open again in time to celebrate their 25th anniversary.

Mayor Warren thanked Mayor Pro Tem Jesse Armendarez for all he has done and will continue to do for the community, and congratulated Council Member Sandoval and Council Member Garcia.

Mayor Warren wished her daughter Aajee happy birthday and expressed how much she loves her.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Mark Denny thanked Mayor Pro Tem Armendarez for his service on the City Council.

City Manager Denny congratulated Council Member Sandoval on his re-election to the City Council and congratulated Council Member Garcia on his election to the City Council.

ADJOURNMENT:

A moment of silence was held for Bob Bryant, Wayne Ruble, Joe Bono, Richard Lindner and Nadeem Uddin Farooqi.

The meeting adjourned at 8:30 p.m. in memory of Bob Bryant, Wayne Ruble, Joe Bono, Richard Lindner and Nadeem Uddin Farooqi to the next Regular City Council Meeting on Tuesday, January 12, 2021, at 7:00 p.m. that will be available remotely.

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Karen Porlas
Deputy City Clerk

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 12TH DAY OF JANUARY 2021.

DocuSigned by:



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Tonia Lewis
City Clerk

Certificate Of Completion

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Subject: Please DocuSign: 12-8-2020 City Council Meeting Minutes - DRAFT.pdf	
Source Envelope:	
Document Pages: 11	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
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Record Tracking

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1/13/2021 9:08:23 AM	clerks@fontana.org	

Signer Events

Karen Porlas
 kporlas@fontana.org
 City Clerk's Department
 Security Level: Email, Account Authentication (None)

Signature


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 Signature Adoption: Pre-selected Style
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 Signed: 1/14/2021 7:58:41 AM

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 Accepted: 1/14/2021 7:58:22 AM
 ID: 02a5ae08-582a-479d-aa40-e11cf68fa27d

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

Editor Delivery Events

Status

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Agent Delivery Events

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Intermediary Delivery Events

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Certified Delivery Events

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Carbon Copy Events

Status

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

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Electronic Record and Signature Disclosure:
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Carbon Copy Events	Status	Timestamp
Evelyne Ssenkoloto essenkol@fontana.org Security Level: Email, Account Authentication (None)	COPIED	Sent: 1/14/2021 8:02:26 AM Viewed: 1/14/2021 9:04:31 AM
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	1/13/2021 9:08:29 AM
Certified Delivered	Security Checked	1/14/2021 8:01:55 AM
Signing Complete	Security Checked	1/14/2021 8:02:24 AM
Completed	Security Checked	1/14/2021 8:02:26 AM

Payment Events	Status	Timestamps
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Electronic Record and Signature Disclosure
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If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

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If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. To indicate to us that you are changing your mind, you must withdraw your consent using the DocuSign 'Withdraw Consent' form on the signing page of your DocuSign account. This will indicate to us that you have withdrawn your consent to receive required notices and disclosures electronically from us and you will no longer be able to use your DocuSign Express user account to receive required notices and consents electronically from us or to sign electronically documents from us.

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How to contact City of Fontana:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: ctejeda@fontana.org

To advise City of Fontana of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at ctejeda@fontana.org and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

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To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an e-mail to ctejeda@fontana.org and in the body of such request you must state your e-mail address, full name, US Postal address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with City of Fontana

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign account, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- 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.

Acknowledging your access and consent to receive materials electronically

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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