

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
REGULAR CITY COUNCIL MEETING
March 23, 2021**

WORKSHOP:

A. 5:00 Joint City Council and Planning Commission Workshop

A City Council Workshop was held remotely on Tuesday March 23, 2021. Mayor Warren called the Workshop to order at 5:00 p.m. with Mayor Pro Tem Cothran, Council Members Roberts, Sandoval and Garcia present.

Also present were Planning Commissioners Idilio Sanchez, Cathline Fort, Raj Sangha, Matthew Gordon and Ralph Thrasher.

Senior Planner Paul Gonzales provided a presentation on the Ventana Specific Plan Amendment.

Frontier Communities provided an update on the project and discussed the design of the project including the following: Tuscan architectural design, three story buildings and a variety of roof heights.

Discussion ensued on parking concerns, entry signs and fountains, square footage of apartment units and adequate lighting throughout the project.

The applicant stated that they are going to do a parking study to address any concerns related to parking.

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

The Workshop adjourned at 6:06 p.m.

CLOSED SESSION:

A. 6:00 P.M. CLOSED SESSION

A Closed Session was held remotely at 6:06 p.m. with Mayor Warren, Mayor Pro Tem Cothran, Council Members Roberts, Sandoval and Garcia present.

PUBLIC COMMUNICATIONS:

There were no public communications received on the following closed session item:

PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT
CODE SECTION 54957

Title of Position: City Attorney

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, March 23, 2021. Mayor Warren called the meeting to order at 7:13 p.m.

ROLL CALL:

Present: Mayor Warren, Mayor Pro Tem Cothran, Council Members Roberts, Sandoval, and Garcia.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation by Council Member Roberts, the Pledge of Allegiance was led by Council Member Garcia.

CLOSED SESSION ANNOUNCEMENT:

City Attorney Duran announced that the Mayor and City Council would reconvene to Closed Session when the Council Meeting concluded.

The Mayor and City Council reconvened to Closed Session at 7:56 p.m.

At 8:27 p.m., City Attorney Ruben Duran reported that there was no reportable action on the Closed Session Item.

PUBLIC COMMUNICATIONS:

A. Public Communications

The following individuals commented during live call-in:

Eddie Lopez spoke in support of the voicemail option during public communications.

Elizbeth Sena spoke in support of the voicemail option during public communications.

Nikos Constant spoke on easement law.

CONSENT CALENDAR:

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

A. Approval of Minutes

Approve the Minutes of the the March 9, 2021 Regular City Council Meeting.

B. Adoption of Ordinance No. 1864

Second Reading/Adopt **Ordinance No. 1864** Authorizing the Levy of a Special Tax within Community Facilities District No. 105M.

C. Adoption of Ordinance No. 1865

Second Reading/Adopt **Ordinance No. 1865**, an Ordinance of the City Council of the City of Fontana, approving amendments to Chapter 30 (Zoning and Development Code) of the Fontana Municipal Code.

D. Acceptance of Final Map for Tract No. 20050

Accept the Final Map for Tract No. 20050 located on the south side of Plum Street between Citrus Avenue and Oleander Avenue; accept as public dedicated streets and easements; and authorize the City Manager to enter into a Subdivision Agreement with the subdivider.

E. Accept as Complete Oak Grove Park and Valley Oak Park within the Arboretum Specific Plan

Accept as complete Oak Grove Park and Valley Oak Park within the Arboretum Specific Plan.

F. Approve a Bond Reduction for Tract No. 17041 Backbone Infrastructure located within the Citrus Heights North Specific Plan (Shady Trails)

Approve a reduction of the faithful performance/labor and materials bonds posted by SC Fontana Development Company, LLC for Tract 17041 backbone infrastructure located within the Citrus Heights North Specific Plan (Shady Trails).

G. General Plan Annual Report 2020

Direct staff to send the 2020 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).

H. Police Department Monthly Information Update

Accept the Police Department monthly information update for February 2021.

I. Resolution of the Governing Body of the City of Fontana Authorizing Participation in the State Rental Assistance Program

Adopt **Resolution No. 2021-019** a Resolution of the City Council of the City of Fontana authorizing participation in the State Rental Assistance Program.

J. SP-37-PW-21 Weed Abatement and Pesticide Spraying

Award service contract and authorize the City Manager to enter into a (2) two-year contract with Lawnscape Systems, Inc. for Weed Abatement and Pesticide Spraying Services SP-37-PW-21, with (3) three one-year extensions at the sole discretion of the City.

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 a staff report.

No one spoke in favor or opposition.

ACTION: Motion was made by Mayor Pro Tem Cothran, seconded by Council Member Roberts, and passed by a vote of 5-0 to approve Public Hearing Item "A" (AYES: Warren, Cothran, Roberts, Sandoval and Garcia and 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. 2021-020** 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. Appeal No. 21-001: A Request to Overturn the Planning Commission's Decision on February 2, 2021, Approving Master Case No. 19-131 for Tentative Parcel Map No. 20196 (TPM No.19-020) and Design Review No. 19-041 along with the Adoption of an Initial Study, Mitigated Negative Declaration, and Mitigation, Monitoring, and Reporting Program to Consolidate Two (2) Parcels into One (1) Parcel of Approximately 5.8 Acres and for a Proposed Warehouse Building Totaling Approximately 115,100 Square Feet on the West Side of Mango Avenue, North of Sierra Lakes Parkway (APNS: 1119-221-64 & -68)

Mayor Warren opened Public Hearing Item PH-B.

Associate Planner Rina Leung provided a staff report.

The following spoke in favor of overturning the Planning Commission's decision: Elizabeth Sena, Nikos Constant and Robert Constant.

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

Deny Appeal No. 21-001, and uphold the Planning Commission's decision on February 2, 2021, approving Master Case No. 19-131 for Tentative Parcel Map No. 20196 (TPM No.19-020) and Design Review No. 19-041 along with the adoption of an Initial Study, Mitigated Negative Declaration, and Mitigation, Monitoring, and Reporting Program to consolidate two (2) parcels into one (1) parcel of approximately 5.8 acres for a proposed warehouse building totaling approximately 115,100 square feet on the west side of Mango Avenue, north of Sierra Lakes Parkway (APNS: 1119-221-64 & -68).

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

A. Elected Officials Communications/Reports

Council Member Garcia congratulated Mayor Pro Tem Cothran on the birth of his son, and Council Member Roberts on the birth of his daughter.

Council Member Roberts spoke on the birth of his daughter Elsie and congratulated Mayor Pro Tem Cothran on the birth of his son.

Council Member Sandoval congratulated Mayor Pro Tem Cothran on the birth of his son, and Council Member Roberts on the birth of his daughter. Council Member Sandoval announced the and the birth of his nephew.

Council Member Sandoval spoke on bringing the voicemail option back for public communications and asked the City Manager when in-person council meetings will resume.

City Manager Mark Denny spoke on in-person meetings and that they will resume when the County of San Bernardino reaches the "orange tier", and also spoke on the options for the community to participate in the virtual council meetings.

Council Member Sandoval wished his daughter Cecilia a happy birthday.

Mayor Pro Tem Cothran spoke on the birth of his son Phillip Cothran III "Tripp" and stated that his wife and son are doing well and also congratulated Council Member Roberts on the birth of his daughter and Council Member Sandoval on the birth of his nephew.

Mayor Pro Tem Cothran spoke on community members using the social media platform 'Next Door' to voice their concerns and reminded everyone it's ok to have different opinions but to please be kind to one another.

Mayor Pro Tem Cothran thanked the Fontana Police Department for their efforts to deal with illegal street racing and speeding.

Mayor Warren congratulated Mayor Pro Tem Cothran on the birth of his son, and Council Member Roberts on the birth of his daughter and also welcomed her new nephew Chaz to the family. Mayor Warren commented that all the new babies make you realize how good life is.

Mayor Warren spoke on options for the community to communicate with the Mayor and Council: Mayor Monday's, e-mailing Mayor and Council, K-Fon Channel 3, streaming online at Live.Fontana.org, City Website at Fontana.org, and by calling the information line at (909) 350-7600.

Mayor Warren provided an update on the County of San Bernardino's vaccinations.

Mayor Warren spoke out against violence and in support of the Asian community and all nationalities and prays for everyone to come together.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

No City Manager communications were received.

ADJOURNMENT:

A moment of silence was held for the victims of the mass shootings in Atlanta, Georgia and Boulder, Colorado.

The meeting adjourned at 7:55 p.m. in memory of the victims of the mass shootings in Atlanta, Georgia and Boulder, Colorado to the next Regular City Council Meeting on Tuesday, April 13, 2021 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 APRIL 2021.

DocuSigned by:

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Tonia Lewis
City Clerk

Certificate Of Completion

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Subject: Please DocuSign: 3-23-2021 City Council Meeting Minutes - DRAFT.pdf	
Source Envelope:	
Document Pages: 6	Signatures: 2
Certificate Pages: 5	Initials: 0
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Time Zone: (UTC-08:00) Pacific Time (US & Canada)	8353 Sierra Avenue
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Record Tracking

Status: Original	Holder: City Clerk	Location: DocuSign
4/14/2021 12:30:11 PM	clerks@fontana.org	

Signer Events

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

Signature


DocuSigned by:

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Signature Adoption: Pre-selected Style
Using IP Address: 174.195.139.153
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Viewed: 4/14/2021 4:29:10 PM
Signed: 4/14/2021 4:29:29 PM

Electronic Record and Signature Disclosure:
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ID: f3b9f4a7-82b8-4cba-b078-b9e97444c461

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

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EBDCDFDA17754F5...
Signature Adoption: Pre-selected Style
Using IP Address: 76.218.56.24
Signed using mobile

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Signed: 4/14/2021 6:41:11 PM

Electronic Record and Signature Disclosure:
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In Person Signer Events

Signature

Timestamp

Editor Delivery Events

Status

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Agent Delivery Events

Status

Timestamp

Intermediary Delivery Events

Status

Timestamp

Certified Delivery Events

Status

Timestamp

Carbon Copy Events

Status

Timestamp

Evelyne Ssenkoloto
essenkol@fontana.org
Security Level: Email, Account Authentication (None)

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Sent: 4/14/2021 6:41:12 PM
Viewed: 4/15/2021 9:25:54 AM

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Carbon Copy Events	Status	Timestamp
Kathy Kasinger kkasinger@fontana.org Records Coordinator Security Level: Email, Account Authentication (None)	COPIED	Sent: 4/14/2021 6:41:12 PM Viewed: 4/15/2021 7:10:06 AM
Electronic Record and Signature Disclosure: Accepted: 4/14/2021 5:35:09 PM ID: f10cea2a-f8b3-41df-a2d5-a9738de9ccbba		

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	4/14/2021 12:30:17 PM
Certified Delivered	Security Checked	4/14/2021 6:40:46 PM
Signing Complete	Security Checked	4/14/2021 6:41:11 PM
Completed	Security Checked	4/14/2021 6:41:12 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

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