

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
CITY COUNCIL MEETING
APRIL 26, 2011**

ARTIST SHOWCASE:

The work of Artist Tina Jennings was presented at 5:30 p.m. in the City of Fontana Council Chambers and foyer.

A. Regular City Council Meeting

The Regular Meeting of the City of Fontana City Council was held on Tuesday, April 26, 2011, in the City Council Chambers located at 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:04 p.m.

ROLL CALL:

Present: Mayor Warren and Council Members Roberts, Slowik, Tahan, and Wibert.

Absent: None.

INVOCATION/PLEDGE OF ALLEGIANCE:

Following the Invocation given by Mayor Pro Tem Roberts, the Pledge of Allegiance was led by Council Member Slowik.

PROCLAMATIONS:

A. National Day of Prayer

Mayor Warren introduced Inland Empire Prayer Breakfast Committee Moderator Carolyn Prescher and along with the City Council, Proclaimed May 5, 2011, as National Day of Prayer.

Committee Moderator Carolyn Prescher thanked Mayor Warren and the City Council for their support and announced the Inland Empire Prayer Day event to occur on May 5th from 7-9 a.m. at the Ontario Doubletree Hotel at 222 North Vineyard Avenue. Tickets are \$20 in advance at \$22 at the door and for additional information residents can call 909-987-9558.

B. DMV/Donate Life California Month

Donate Life Ambassador Elaine Kirksey was unable to attend. Mayor Warren and the City Council directed staff to contact Donate Life California to determine if

another meeting could be scheduled or to mail the Proclamation to Proclaim April 2011 as DMV/Donate Life California Month.

SPECIAL PRESENTATIONS:

A. Artist Showcase Recognition

Mayor Warren introduced Community Services Coordinator Courtney Hodnick who presented a check and certificate to Artist Tina Jennings in recognition of her work in the Artist Showcase. Mayor Warren and the City Council thanked Artist Jennings for her great artwork.

B. Healthy Fontana Recognition

Mayor Warren introduced Healthy Fontana Representative and Community Services Supervisor Michael Wright and Second District Deputy Chief of Staff Mark Taylor.

Second District Deputy Chief of Staff Mark Taylor presented Mayor Warren and the City Council with a Resolution in recognition of Healthy Fontana on behalf of the San Bernardino County Board of Supervisors.

Mayor Warren and the City Council thanked the San Bernardino County Board of Supervisors for their recognition of the City's support of health in the community.

PUBLIC COMMUNICATIONS:

The following Public Communications were received:

A. Public Communications

Janie Burgo announced the Fontana Relay for Life to occur on May 14th and 15th and 9 a.m. at Summit High School, encouraged residents to attend, and introduced Alec Hernandez, a child cancer survivor in remission.

Dave Jararb spoke announced the Fontana Days Kiss the Pig Event to occur on June 2nd at 2 p.m. and encouraged the Mayor and City Council's participation in gathering donations.

Josie Miller-Brown requested the City's support to ban mylar balloons which have caused fire hazards and power outages in her neighborhood.

Council Member Roberts referred Ms .Miller-Brown to Southern California Edison Regional Manager Christian Nelson who was present this evening.

Danny Marquez spoke regarding Veterans Programs in the community, an update on the Resource Center and partnerships with local Inland Empire organizations, and encouraged residents to attend Friday night dinners at the

American Legion Post 772 located at 16767 Spring Street.

Fran Givens spoke regarding her recent brain surgery and recovery, and encourages residents to participate in the Willd Body Program for the Western University of Health Science in Pomona, and announced her donation of a prize blanket to the Veterans Post 772.

Elvia Lopez and Linda Hoon spoke on behalf of the Fontana United States Postal Service and announced the National Association of Letter Carriers (NALC) May 14th Food Drive. Residents are encouraged to volunteer and donate their cans in their mailboxes and at their local post offices.

John De Sousa spoke regarding the Community Connection and the recent Newsletter entitled, "Front Yards are for Grass, Not Cars," which discusses City Code Enforcement and benefits to communities.

CONSENT CALENDAR:

ACTION: Motion was made by Council Member Wibert, seconded by Council Member Tahan, and passed unanimously by a vote of 5-0, to approve Consent Calendar Items "A-E."

A. Approval of Minutes

Approve the Minutes of the April 12, 2011, Regular City Council Meeting.

B. Adopt a Resolution Authorizing Application for Housing Related Parks Program Grant

Adopt **Resolution No. 2011-031** confirming compliance with State requirements and authorizing application for the Housing Related Parks (HRP) Program; and approving and authorizing the City Manager to be the designated signature authority or his designee for the grant application on behalf of the City of Fontana.

C. Adopt Resolution for California Healthy Cities and Communities

(1) Adopt **Resolution No. 2011-032** of the City Council of the City of Fontana, California, supporting the Healthy Cities Concept, indicating support for participating in the California Healthy Cities and Communities Program.

(2) Authorize the City staff to submit an application to the Center for Civic Partnerships, California Healthy Cities and Communities for a grant to implement healthy cities principles and to be recognized nationally as a California Healthy City.

D. Replacement of Securities for Tract No. 17483

Accept replacement of securities for Tract No. 17483 necessitated by change in

ownership of the tract and authorize the City Manager to enter into a Subdivision Agreement with S&S Homes for the construction of improvements in said tract.

E. Renewal and Upgrade - Selectron Integrated Voice Response (IVR) System

Approve purchase of a license renewal, license upgrade, and installation of the Selectron Integrated Voice Response (IVR) System in the amount of \$36,556 from Selectron Technologies, Inc.

PUBLIC HEARINGS:

A. Hearing was opened to consider the Fiscal Year 2011-2012 One-Year Action Plan.

Deputy City Manager David Edgar provided the staff report.

No written communications were received.

No one spoke in favor or opposition.

The hearing was closed.

ACTION: Motion was made by Council Member Tahan, seconded by Council Member Slowik, and passed unanimously by a vote of 5-0 to:

Adopt the Fiscal Year 2011-2012 One Year Action Plan detailing the utilization of Federal Entitlement Funds and authorize the City Manager to execute any and all documents necessary to effectuate said approvals.

Council Member Slowik abstained from voting on the following item and left dais at 7:51 p.m.

B. Hearing was opened to consider General Plan Amendment No. 09-011, Zone Change No. 09-006, and Development Agreement No. 10-001 located near the northeast corner of Citrus Avenue and Summit Avenue.

Associate Planner Paul Gonzales provided the staff report.

No written communications were received.

Jeff Evans of Stratham Homes was present and spoke in support of the item.

Council Member Tahan requested clarification on house and lot size minimums and maximums, density, and expressed concerns over parking, traffic, and the final design of the project.

City Manager Hunt referred Council Member Tahan's questions to Jeff Evans of Stratham Homes who would be able to clarify the design specifics of the project.

Associate Planner Paul Gonzales and Community Development Director Don Williams clarified and commented that the final design process and tract map are

reviewed by staff and the Planning Commission.

Mayor Warren commented on the role of the Planning Commission in the final design phase of the project.

City Attorney Clark Alsop clarified on the process to add language in the development agreement and the City Council's option to forward recommendations to the Planning Commission on the final design of the project.

Council Member Tahan proposed an amendment to staff's recommendation to add language to the Development Agreement to restrict the maximum house size to 2,800 square feet, to include the presented parking map as an exhibit to the agreement, and to recommend that staff use the 50 by 80 square foot lot size standard as a guideline in the final design of the project.

Jeff Evans of Stratham Homes spoke in support of the proposed amended recommendation.

Mayor Pro Tem Roberts and Community Development Director Williams commented on the parking map design and the variations from the later design of the project.

No one else spoke in favor or opposition.
The hearing was closed.

Council Member Tahan requested the motion to include additional language to be added to the Development Agreement to restrict the maximum house size to 2,800 square feet, the presented parking map as an exhibit to the agreement, and that recommendation that staff use the 50 by 80 square foot lot size standard as a guideline in the final design of the project.

ACTION: Motion was made by Mayor Pro Tem Roberts, seconded by Council Member Wibert, and passed by a vote of 4-0-1 (Council Member Slowik abstained) to:

- (1) Find that the project will not have a significant effect on the environment, adopt a Negative Declaration, and direct staff to file a Notice of Determination pursuant to the California Environmental Quality Act (CEQA).
- (2) Adopt **Resolution No. 2011-033** to approve General Plan Amendment No. 09-011, amending the General Plan Land Use Map to change the general plan land use designation on approximately 29.1 acres of property from Residential Planned Community (R-PC) to Medium Density Residential (R-M).
- (3) Waive further reading of and introduce **Ordinance No. 1629** an Ordinance of the City of Fontana approving Zone Change No. 09-006, changing the Zoning District Map from Residential Planned Community (R-PC) to Medium Density Residential (R-2); and that the reading of the title constitutes the first reading thereof.

(4) Waive further reading of and introduce **Ordinance No. 1630** an Ordinance of the City of Fontana approving Development Agreement No. 10-001 with a language modification to include a maximum house size of 2,800 square feet, attach the presented parking map as an exhibit, and recommend that staff use the 50 by 80 square foot lot size standard as a guideline in the final design; and that the reading of the title constitutes the first reading thereof.

Council Member Slowik returned to the dais at 8:22 p.m. for the remainder of the meeting.

NEW BUSINESS:

A. Approve agreement with San Gabriel Valley Water Company for recycled water direct re-use

Public Works Director Chuck Hays provided the staff report.

No written communications were received.
No one spoke in favor or opposition.

ACTION: Motion was made by Council Member Slowik, seconded by Council Member Tahan, and passed unanimously by a vote of 5-0 to:

- (1) Approve agreement for recycled water service between the City of Fontana and the San Gabriel Valley Water Company to serve recycled water in the Southridge community and surrounding areas.
- (2) Authorize the City Manager to execute an agreement between the City of Fontana and the San Gabriel Valley Water Company to serve recycled water in the Southridge community and surrounding areas.

Mayor Warren thanked City Manager Hunt, Director Hays, and the San Gabriel Valley Water Company, and staff involved in the recycled water partnership.

Robert Young, representing the San Gabriel Valley Water Company, thanked the City for their partnership and expressed his excitement to work on this and future projects with Fontana.

Council Member Slowik expressed thanks to all parties involved in this great and win-win-win partnership.

B. Award Bid and Contract to Edge Development, Inc., for the Fontana Police Department Expansion Project, SB-37-PD-11

Police Chief Rod Jones provided the staff report.

No written communications were received.

Council Member Tahan requested clarification on the bid process and estimated project cost during the current economy.

Chief Jones and City Manager Hunt commented on the thorough bid process and the reasonably lower bids received due to the current economic situation.

Council Member Tahan requested attachments and backup items on future agenda items that involve such large sums of money being considered.

City Manager Hunt clarified that he would work with staff and bring back a report to the City Council with a recommendation.

Council Member Wibert commented on the Chief's presentation which addressed the saving of funds over a 6-7 year period to fund this much needed project.

No one else spoke in favor or opposition.

ACTION: Motion was made by Mayor Pro Tem Roberts, seconded by Council Member Slowik, and passed unanimously by a vote of 5-0 to:

(1) Award bid and authorize the City Manager to enter into a construction contract with Edge Development, Inc., for \$7,927,345 and authorize a 20 percent contingency in the amount of \$1,585,470.

(2) Authorize the Purchasing Office to issue a purchase order to Edge Development, Inc., in the amount of \$7,927,345.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

The following Elected Officials Communications were received:

A. Elected Officials Communications/Reports

Council Member Wibert congratulated Mayor Warren on her National Association of Women Business Owners (NAWBO) Award which she will be receiving on Thursday, April 27th.

Council Member Wibert welcomed back resident Fran Givens.

Council Member Wibert announced her attendance at the San Bernardino County Library Volunteer Event which recognized the thousands of volunteers that support our local libraries.

Council Member Wibert announced her attendance at the City's Community Services Department Volunteer Event with Mayor Warren and the City Council which recognized our great local community volunteers.

Council Member Wibert announced her attendance at the Special Olympics with Mayor Pro Tem Roberts which was held at Fontana High School.

Council Member Wibert commented on the great Salsa Dancing held at Center Stage, her recent attendance there, and encouraged residents to attend on the

1st and 3rd Thursday of the Month at 7: 30 p.m.

Council Member Wibert announced her attendance with Council Member Tahan at the recent Area 1 East Community Meeting held at Jessie Turner Center.

Council Member Wibert encouraged residents to attend the Community Assistance Program (CAP) Resource Fair, this Thursday, April 28th from 12-4 p.m. at the Jessie Turner Center.

Council Member Wibert announced the Fontana High School Tamburitans Event to occur on Monday, May 16th at 7 p.m. and encouraged residents to attend.

Council Member Wibert also encouraged residents to continue to Shop Fontana and to support our troops.

Council Member Slowik congratulated Mayor Warren on her NAWBO Award and announced that he will be attending the event this Thursday, April 27th.

Council Member Slowik announced the Area 2 West Community Meeting to be held on Monday, May 2nd at 6:30 p.m. at the Heritage Community Center.

Council Member Slowik announced that the Boys and Girls Club Luncheon Variety Show has been cancelled.

Council Member Slowik announced his attendance at the City's Community Services Department Volunteer Event with Mayor Warren and the City Council and thanked the volunteers for their service to the community.

Council Member Slowik congratulated Florence Zurelli who is being recognized as Woman of the Year this Saturday, May 7th at the Sons of Italy.

Council Member Slowik encouraged residents to attend the Fontana Relay for Life to occur on May 14th and 15th and 9 a.m. at Summit High School.

Council Member Slowik thanked Public Works Director Hays and staff for their work on the recycled water partnership with the San Gabriel Valley Water Company.

Council Member Slowik wished Mayor Warren and the City Council good luck on the Kiss the Pig Contest.

Council Member Tahan congratulated Warren on her NAWBO Award and the numerous awards she has received over the past few months that represent her regional leadership.

Council Member Tahan announced today's opening of the Citrus Avenue Overcrossing at Interstate 10 and thanked all staff involved for their diligence in the repairs after December's water damage of the area. Council Member Tahan

hopes for the improved business and development that the opening of the overcrossing will bring to the surrounding area.

Council Member Tahan commented on his attendance with Council Member Wibert at the Area 1 East Community Meeting held at Jessie Turner Center and that the low attendance was a sign of good progress in the City.

Council Member Tahan commented on the recent SANBAG Meetings he has attended. SANBAG is securing funding for the Interstate 10 at Citrus and Cherry Overcrossings and is discussing the change of high occupancy vehicle (HOV) lanes to High Occupancy/Toll (HOT) lanes.

Council Member Tahan thanked the City's Police and Fire Department for their hard work in keeping our neighborhoods, streets, and parks safe and commented on the swearing in four new police officers today.

Council Member Tahan recommended that the City Council Meeting monitors display agenda item titles and pictures to help residents understand which items are being reviewed and the information being discussed.

Mayor Warren reminded residents that all Council Meetings are streamed live on the City website and on KFON and that all agenda-related documents are also available on the City website.

Mayor Pro Tem Roberts commented on his attendance with Council Member Wibert at the recent Saturday's Special Olympics Event and commented on the great turnout and great youths.

Mayor Pro Tem Roberts announced his attendance with City Treasurer Janet Koehler-Brooks and current reigning Miss Fontana Gloria Gutierrez at Truman Middle School's After School Program where they discussed the City and its services to our local residents. Mayor Pro Tem Roberts thanked Miss Fontana for her inspirational discussion with the students.

Mayor Pro Tem Roberts commented on his appointment by County Supervisor Rutherford to the County Service Area (CSA) 120 Commission for the North Etiwanda Preserve. Mayor Pro Tem Roberts encouraged residents to visit the Preserve which is great for hiking and nature walks.

Mayor Pro Tem Roberts commented on the swearing in of four new Fontana Police Officers and the Chaplain and thanked the Police Department for being the best in the State.

Mayor Warren congratulated the community for their great partnerships with the Boys and Girls Club, Fontana Unified School District, and the Community Services Department in applying for the 100 Best Communities.

Mayor Warren announced her attendance at the City's Community Services Department Volunteer Event and thanked all the volunteers for setting the bar high in this community and for their great service to our City.

Mayor Warren announced her recent attendance at a Fontana Municipal Superintendents Association (MSA) Lunch, for which she is a member.

Mayor Warren reminded staff and residents that tomorrow is Administrative Professionals Day and to recognize all the hardwork of these professionals.

Mayor Warren congratulated MADMAC for the wonderful Golf Tournament held this past Friday and commented on the celebrities in attendance.

Mayor Warren commented on the students present at this evening's meeting from Chaffey College and Cal State San Bernardino College.

Mayor Warren encouraged residents to read their Community Services Department Activity Brochure and to get involved in the programs and services offered throughout the City each season.

Mayor Warren commented on the great Easter festivities and egg hunts held this past weekend for our youth and their families.

Mayor Warren reminded residents that Fontana is "open for business" and that she and the City Council will continue to work on bringing jobs to this community.

Mayor Warren announced that we have a new San Bernardino County Fire Chief Mark Hartwig, and expressed her congratulations to Chief Hartwig and hopes to introduce him at a future City Council Meeting.

Mayor Warren commented on the City's promotion of government transparency and announced that future officer swearing-in ceremonies would be held during City Council Meetings which would also promote the high importance of public safety in our community.

CITY MANAGER COMMUNICATIONS:

A. City Manager Communications

City Manager Hunt requested San Bernardino County, Fontana Battalion Fire Chief Richard Campos to report on the recent structure fire.

Battalion Chief Campos reported that one firefighter was injured during the fire and is now in stable condition and has been released from the hospital. Training suggestions have been taken into account to educate firefighters on how to avoid future accidents during these dangerous incidents.

City Manager Hunt requested Battalion Chief Campos to send the Mayor and City Council's best wishes to the injured firefighter.

City Manager Hunt requested Police Chief Jones to report on a recent incident.

Police Chief Jones reported on a deranged subject incident on Sierra Avenue that Officer Travis Burnside reported to this past Monday. A violent hand-to-hand fight by the subject caused Officer Burnside to suffer from severe arm

injuries. Nearby residents and responding California Highway Patrol Officer and Fontana Police Officers assisted Officer Burnside in detaining the subject.

City Manager Hunt requested Chief Jones to send the Mayor and City Council's best wishes to Officer Burnside.

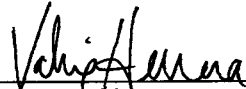
City Manager Hunt thanked Police Lieutenant Orbelio Rodriguez for heading the efforts on the Police Department Expansion Project and expressed his appreciation for a job well done.

City Manager Hunt thanked Public Works Director Hays and staff for their tremendous efforts in bringing a recycled water partnership to the community.

City Manager Hunt commented on tonight's adjournment to the 27th Annual City County Conference from April 28-29, 2011, at the Lake Arrowhead Resort, then to an Adjourned Regular Joint City Council and Planning Commission Meeting on Wednesday, May 4, 2011, at 6:00 p.m. in the City Hall Development Services Building-Development Advisory Board (DAB) Conference Room, and then to the Regular City Council Meeting on Tuesday, May 10, 2011, with a workshop at 5:30 p.m. in the City Hall Executive Conference Room and the regular meeting at 7:00 p.m. in the Council Chambers at 8353 Sierra Avenue, Fontana, California.

ADJOURNMENT:

The City Council meeting adjourned by consensus at 9:14 p.m. to the 27th Annual City County Conference from April 28-29, 2011, at the Lake Arrowhead Resort, 27984 Highway 189, Lake Arrowhead, California, and then to an Adjourned Regular Joint City Council and Planning Commission Meeting on Wednesday, May 4, 2011, at 6:00 p.m. in the City Hall Development Services Building-Development Advisory Board (DAB) Conference Room, located at 8353 Sierra Avenue, Fontana, California.



Valerie Herrera
Administrative Analyst II

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 10TH DAY OF MAY, 2011.



Tonia Lewis
City Clerk