

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
CITY COUNCIL MEETING  
SEPTEMBER 27, 2011**

**WORKSHOP:**

A Workshop meeting of the Fontana City Council was held on Tuesday, September 27, 2011, in the Fontana City Hall Executive Conference Room located at 8353 Sierra Avenue, Fontana, CA. Mayor Pro Tem Roberts called the workshop to order at 5:34 p.m. with Council Members Roberts, Slowik, and Wibert present. Mayor Warren and Council Member Tahan arrived at 5:40 p.m. Deputy City Manager Debbie Brazill gave an overview of the history of billboards and presented a draft ordinance. Ms. Brazill highlighted the proposed changes in the language for the ordinance. Deputy City Manager Brazill requested that the Mayor, City Council and staff review the draft ordinance and provide her with their comments in two weeks. The Fontana City Council Agenda was reviewed and Deputy City Manager comments were heard. The Workshop meeting adjourned at 5:55 p.m.

**CLOSED SESSION:**

Closed Session was held at 6:00 p.m. in the City Hall Executive Conference Room with Mayor Warren and Council Members Slowik and Wibert present. Council Members Roberts and Tahan were not present in the Closed Session.

**PUBLIC COMMUNICATIONS:**

There were no public communication received on the following closed session.

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

Property: APN: 256-141-36 (18195 Jurupa Avenue located on the southeast corner of Jurupa and Locust Avenues)

Owner: UST-CB Partners, LP

Negotiator: Debbie Brazill, Deputy City Manager

Under Negotiation: Price and Terms

City Attorney announced no reportable action was taken in Closed Session. City Attorney noted for the record that Council Members Roberts and Tahan did not participate in any of the property negotiation discussion held in Closed Session.

**A. 7:00 P.M. Call the meeting to order**

The Regular Meeting of the City of Fontana City Council was held on Tuesday, September 27, 2011 in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:05 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 Iman Faiz Shah, President & Religious Director of the Ar-Rahman Islamic Center, the Pledge of Allegiance was led by Boy Scouts Troop #525.

**PROCLAMATIONS:**

**A. National Arts and Humanities Month**

Mayor Warren announced that the City of Fontana has proclaimed October as National Arts and Humanities month. Mayor Warren called forward Community Services Coordinators Courtney Hodnick and Nathan Hunt to accept the proclamation.

Council Member Wibert presented Community Services Coordinators Hodnick and Hunt with the proclamation.

Community Services Coordinator Courtney Hodnick stated there are a lot of cutllural arts programs in the City of Fontana, especially in the month of October.

Community Services Coordinator Hunt stated it is a great opportunity to promote performing arts in the City of Fontana. One great performance currently at Center Stage is Zandu now through October 16, 2011. He stated a reminder that Noches Con Ritmo, a Latin Dance performance is on the first and third Thursdays each month.

**SPECIAL PRESENTATIONS:**

**A. Academy of Martial Arts Recognition**

Mayor Warren stated that the Academy of Martial Arts will be recognized for competing in San Diego, California.

Mayor Pro Tem Roberts called forward David Blair to present the certificates to the Martial Arts Team who competed. Mayor Pro Tem Roberts presented each team member a certificate for their outstanding performance in the competition.

**PUBLIC COMMUNICATIONS:**

**A. Public Communications**

There were no public communications received.

## **CONSENT CALENDAR:**

**ACTION:** Motion was made by Council Member Roberts, seconded by Council Member Tahan, and passed unanimously by a vote of 5-0, to approve Consent Calendar Items A-K, with a correction to the minutes as noted by Council Member Slowik, and with Item G being pulled for a staff report.

### **A. Approval of Minutes**

Approve the Minutes of the September 13, 2011, Regular City Council Meeting.

### **B. Adoption of Ordinance No. 1637**

Adopt **Ordinance No. 1637** of the City Council of the City of Fontana, California, approving an amendment to Chapter 30, Article X, of the Zoning and Development Code.

### **C. Approve the Measure I Five Year Capital Project Needs Analysis and the Five Year Local Street Program**

Adopt Resolution No. 2011-093 of the City Council of the City of Fontana adopting the Measure I Five Year Capital Project Needs Analysis (CPNA) and the Measure I Five Year Local Street Program.

### **D. Conditionally approving and adopting a Community Remittance Funding Agreement with the Fontana Redevelopment Agency**

Adopt Resolution No. 2011-094 of the City Council of the City of Fontana conditionally approving a Community Remittance Funding Agreement with the Fontana Redevelopment Agency.

### **E. Approve Office of Traffic Safety STEP Grant**

(1) Approve State of California Office of Traffic Safety Grant Agreement "Selective Traffic Enforcement Program (STEP)" eGrants ID 20514 in the amount of \$130,000.

(2) Authorize the Chief of Police to sign the Standard Agreement contract to be entered into between the Office of Traffic Safety Grant and the Fontana Police Department for the total amount of \$130,000.

(3) Approve the expenditure plan for the use of the funds and authorize appropriate budget entries increasing both estimated revenues and appropriations in the PD Traffic Safety Fund #225 by \$130,000.

### **F. Approve the Purchase of a Vermeer BC1000XL Brush Chipper**

(1) Authorize the City Manager to sign an Agreement to participate in the National Joint Powers Alliance (NJPA) Program.

(2) Authorize the Purchasing Office to "Piggy-Back" on the NJPA Contract (#081209-VRM) for the purchase of a 12" brush chipper with an 85 horsepower tier 3 diesel engine from Vermeer of Fontana, CA in the amount of \$31,861.

**G. Authorize staff to advertise for bids for demolition and construction work at Martin Tudor Jurupa Hills Park**

- (1) Authorize staff to advertise for bids for the demolition and re-grade of the existing Martin Tudor Jurupa Hills Park Lagoon and Water Slide site.
- (2) Authorize staff to advertise for bids to construct a new Water Slide and Zero Depth Splash Pad at Martin Tudor Jurupa Hills Park.

Staff Report:

Public Works Director Chuck Hays provided the staff report.

**H. Authorize the Purchase of a Super Products Camel Jet/Rodder Sewer Mainline Cleaning Truck**

- (1) Authorize the City Manager to sign an Agreement to participate in the Houston-Galveston Area Council (HGAC) Purchasing Program.
- (2) Authorize the Purchasing Office to "Piggy-Back" on the HGAC Contract (Contract No. SC01-08) for the purchase of a camel 300pd sewer cleaner (Jet Rodder), 10.8 Cubic yard dump body from Super Products, LLC of New Berlin, Wisconsin in the amount of \$269,000.
- (3) Authorize the Purchasing Office to "Piggy-Back" on the HGAC Contract (Contract No. HT11-09) for the purchase of a 2012 international 7500 6x4 chassis from Santex Truck Centers, Ltd. of San Antonio, Texas in the amount of \$101,300.

**I. Final Acceptance of CDBG Pavement Rehabilitation Project SB-51-PW-11**

- (1) Accept as complete and authorize the Director of Public Works to execute and file a Notice of Completion for Project SB-51-PW-11.
- (2) Approve the final construction amount of \$1,075,879.57.
- (3) Approve the release of the 10 percent retention upon satisfactory closure of the contract.

**J. Final Acceptance of the Police Department Building Cool Roof Project SB-44-PW-11**

- (1) Accept as complete and authorize the Public Works Director to execute and file a Notice of Completion for Project SB-44-PW-11.
- (2) Approve the final construction amount of \$232,433.08.
- (3) Approve the release of 10 percent retention upon satisfactory closure of the contract.

**K. Public Works Department Organizational Changes**

Approve the recommended changes to the Table of Organization.

## **PUBLIC HEARINGS:**

### **A. Hearing was opened for the Quarterly Lien Action for Delinquent Sewer, Rubbish and Weed Abatement Accounts.**

Budget Manager Fabiola Barrita, provided the staff report.

No written communications were received.

Felix Rodriguez, spoke regarding his father's property located at 6113 Lytle Creek. Mr. Felix stated that his father has suffered a stroke and is not able to travel so he is here representing his father. Mr. Rodriguez stated that an invoice was received in August, but prior to August, they did not receive any notices for abatement. Mr. Alex Rodriguez stated that he has always taken care of the weed abatement at his parents home. Mr. Rodriguez also questioned why his father's property is being singled out as other near-by properties are not being taken care of.

Mayor Warren asked Mr. Rodriguez to meet with Captain Ramsey regarding his concerns.

The hearing was closed.

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

- (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. 2011-095 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.

## **ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

The following Elected Officials Communications were received:

### **A. Elected Officials Communications/Reports**

Council Member Roberts stated that as a result of a meeting held between Calvary Chapel Church, Pastor Dan Carroll, of Water of Life Church, and the Woman's Club, the Calvary Chapel Church once again has a kitchen to provide meals to the community. Council Member Roberts thanked Pastor Dan Carroll for his effort in ensuring that Calvary Chapel Church had a facility for its Soup Kitchen.

Council Member Roberts stated that the State will be releasing prisoners back into the community. Calvary Chapel Church will now be able to provide meals to these prisoners re-entering society.

Council Member Roberts announced that he attended the California League of Cities Conference in San Francisco. He stated that the event was informative and well attended.

Council Member Slowik thanked Pastors Dennis Larkin and Emory James for inviting the City Council to their church events and services this past weekend.

Council Member Slowik extended a congratulations again to David Blair for his commitment to the Martial Arts program and the guidance he has given to young children and young adults. The fruits of his labor is evident by the presentations held tonight.

Council Member Slowik thanked the Sons of Italy for their fundraiser on Saturday, September 24th. The funds raised will be used for student scholarships.

Council Member Slowik extended well wishes and speedy recovery to Fontana Unified School District Superintendent Cali Olsen-Binks and to Dr. Wayne Ruble.

Council Member Slowik stated in closing he would like to extend our prayers to those in military service and stated that tonight's meeting be adjourned in memory of Pfc. Carlos Aparicio, who was killed in action in Afghanistan. Pfc. Aparicio was from Fontana.

Council Member Wibert raised the subject of yard sales. Council Member Wibert stated that with the consensus of the City Council, she would like to have staff research and present a report on the yard sale policies for surrounding cities.

Mayor Warren asked Deputy City Manager David Edgar to relay the request to have staff to research policies for yard sales from surrounding cities.

Council Member Wibert thanked Rob Bock for his assistance in the 9/11 Ceremony and Mr. Joe Huff, a district security officer, who assisted with the Safety Fair.

Council Member Wibert thanked Police Chief Jones for the Volunteer Appreciation Event. Ms. Wibert stated it was wonderful to celebrate with the hundreds of volunteers who attended the event honoring their volunteerism.

Council Member Wibert thanked Pastor Dennis Larkin for having them as guests at the church and for providing such a wonderful lunch.

Council Member Wibert thanked Michael Taylor from Journey Church for the

scriptures he e-mailed to her.

Council Member Wibert thanked Pastor Emory James for inviting her to the event honoring Assemblywoman Wilmer Amina Carter. The event was nice and breakfast was great.

Council Member Wibert wished well wishes to Dr. Wayne Ruble and Fontana Unified School District Superintendent Cali Olsen-Binks.

Council Member Wibert wished a special happy birthday to her daughter Michelle Wibert, who turned 23 today.

Council Member Wibert stated as always to keep our troops in our prayers.

Council Member Tahan thanked Pastors Larkin and James for the wonderful events he attended this past weekend. Council Member thanked all the churches who the City has partnerships with to provide services to the community. The City of Fontana could not do it without the assistance of all the community churches.

Council Member Tahan thanked Police Chief Jones and Community Services Director Garth Nelson for the volunteer event held at the Fontana Park. Council Member Tahan stated the volunteers donate hundreds of hours which saves the City a lot of money. Council Member Tahan also thanked all the volunteers.

Council Member Tahan announced that he attended the California League of Cities Conference in San Francisco. Council Member Tahan stated that he was able to meet with other city leaders. Networking and seeing what other communities do will help Fontana to become more viable.

Mayor Warren announced her attendance to the California League of Cities Conference in San Francisco. Mayor Warren stated it was a great opportunity to meet with other cities on what services they offer to their citizens.

Mayor Warren thanked Pastor Dennis Larkin for hosting them at the church event this past weekend. Mayor Warren also thanked Pastor Emory James for the event honoring Assemblywoman Wilmer Amina-Carter. The event was held at the Hilton Garden. It was a very enlightening event with good food.

Mayor Warren thanked staff for a wonderful Volunteer Appreciation Event at Fontana Park. Ms. Warren stated the volunteers are remarkable. Now the children want to become volunteers for Fontana. If you are interested in being a volunteer, visit the Fontana website for information.

Mayor Warren presented the Community Services Activity Book, and stated that there are a lot of programs offered to the residents. She encouraged everyone to read the book to see the various activities listed.

Mayor Warren spoke regarding the Fontana Herald Newspaper. The Herald Newspaper features many articles on Fontana. There is an article in the Herald News called "Mayor Says". In a recent article the Mayor stated that the community needs to jump start our own economy. A couple of young adults questioned the means of the article. Mayor Warren stated that we are not broke, we just need to set the right priorities. Mayor Warren stated one way to boost the economy in Fontana is to spend and shop in Fontana, as this creates jobs for the community. Everyone has to have faith in the community.

Mayor Warren stated the City has several joint partnerships, one being with the Boys and Girls Club. The Mayor's Jazz Jam is one of the events that will benefit the Boys and Girls Club. Tickets are still available for \$50. The event will be held at the Fontana Senior Center on October 8, 2011, from 6:00 p.m. to 11:00 p.m.

Mayor Warren spoke regarding the new program Fontana is Open for Business. This is an opportunity to display the businesses in Fontana. Be sure to watch the program to become informed on the businesses in Fontana.

## **CITY MANAGER COMMUNICATIONS:**

### **A. City Manager Communications**

Deputy City Manager David Edgar spoked regarding the Paseo Verde Apartments. This is project is located on Valley Boulevard between Juniper and Cypress Avenues. Phases I and II are complete. Mr. Edgar stated that the Housing Division just received word that the City of Fontana received funding for Phase III of the Paseo Verde Apartments. Mr. Edgar thanked Deputy City Manager Debbie Brazill, Community Development Director Don Williams, and Building Official Andy Shipper for their assistance in the Paseo Verde Apartments projects.

## **ADJOURNMENT:**

A moment of silence was held due to the recent passing of U.S. Army Pfc. Carlos Aparicio.


The City Council meeting adjourned in memory of Pfc. Carlos Aparicio at 8:04 p.m. to a Joint meeting of the City Council and the Planning Commission at 10:00 a.m., Saturday, October 1, 2011 for a tour of the Westgate Project, then to the next regular City Council Meeting on Tuesday, October 11, 2011, with a workshop at 5:30 p.m. and the regular meeting at 7:00 p.m. in the Council Chambers of City Hall, 8353 Sierra Avenue, Fontana, CA.



Sandra Medina  
Deputy City Clerk



**THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON  
THE 11TH DAY OF OCTOBER, 2011.**

  
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Tonia Lewis  
City Clerk