

**MINUTES OF THE CITY COUNCIL
OF THE CITY OF FONTANA
CITY COUNCIL MEETING
OCTOBER 25, 2011**

ARTIST SHOWCASE:

The work of Artist Mark Leysen was presented at 5:30 p.m. in the City of Fontana Council Chambers.

CLOSED SESSION:

Closed Session was held at 6:00 p.m. in the City Hall Executive Conference Room with Mayor Warren and all Council Members present.

PUBLIC COMMUNICATIONS:

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

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)

Case: In the matter of the application of San Gabriel Valley Water Company before the California Public Utilities Commission
Application No. 11-07-005

A. 7:00 P.M. Call the Meeting to Order

The Regular Meeting of the City of Fontana City Council was held on Tuesday, October 25, 2011, in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, California. Mayor Warren called the meeting to order at 7:01 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 Calvary Chapel Fontana Pastor Daniel Vasquez, the Pledge of Allegiance was led by Mayor Warren.

CLOSED SESSION ANNOUNCEMENT:

City Attorney Jeff Ballinger announced that there was no reportable action taken on the Closed Session.

SPECIAL PRESENTATIONS:

A. Artist Recognition

Mayor Warren introduced Community Services Coordinator Courtney Hodnick and Artist Mark Leysen.

Mayor Warren and the City Council presented a plaque and check to Artist Mark Leysen for his work in the Artist Showcase and thanked him for his artwork donation to the City.

B. Recognition of donors for the Volunteer Appreciation Event

Mayor Warren introduced Police Chief Rod Jones and the following Volunteer Appreciation Event donors:

- Manheim Southern California General Manager John Fox
- Fontana Exchange Club President Bonnie Edmiston
- Burrtec Waste Industries, Inc., Community Relations Manager Jimmy Tatosian
- Fontana Rotary Club President Ray Allard
- Pama Management Company Representative Ken Weldon (not present this evening)

Mayor Warren and the City Council presented a Plaque to each donor and thanked each organization for their generous donations to the City's Volunteer Appreciation Event.

C. 2011 All-Star Baseball Champions

Council Member Wibert called up the Managers and Coaches for the Fontana American Little League 9-10 All-Star Team, Fontana Community Baseball 11-12 All-Star Team, the Fontana Community Senior Baseball All-Star Team.

Mayor Warren and the City Council presented Certificates of Recognition to each All-Star Team on their 2011 District 71 and Section 8 Championships.

Mayor Warren and the City Council thanked the coaches and parents for their great support of our youth and congratulated the little league and baseball players on their athletic success.

District 71 Administrator Doug Morris thanked Mayor Warren and the City Council for their support of the District Teams, Jim and Sue Gardner for their assistance

in Fontana, and the District Teams for their great representation of the City.

A brief recess was taken from 7:30-7:35 p.m. to allow the teams time for photos and to exit the Council Chambers.

PUBLIC COMMUNICATIONS:

A. Public Communications

Jurupa Hills High School Spanish Teacher Esperanza Sanchez and the Spanish Club announced the 1st Annual Day of the Dead Event to be held at the high school located at 10700 Oleander Avenue on Tuesday, November 1st from 5:00-8:00 p.m. The event will be free to the public and will feature many activities with donations to benefit the Spanish Club.

Ray Allard, Fontana Rotary Club President, announced the Inaugural Steelman Triathlon Challenge and 5K to be held on February 19, 2012, at the Fontana Park and Aquatics Center with events and activities from 8:00 a.m. to 2:00 p.m. Mr. Allard thanked Mayor Warren, the City Council, and City staff for their support and assistance with the event.

Oswaldo L. Diaz, a new Fontana resident, thanked Mayor Warren and the City for a great Mayor's Town Hall meeting held last week and spoke regarding disabled citizen rights and medical marijuana dispensaries.

Michael Townsend, representing Congressman Joe Baca's Office, thanked City Manager Hunt and City staff for their attendance at the Congressman-sponsored Water Conference, commended Police Chief Jones for an excellent presentation given this morning, commented on the military academy application process, and announced a prostate cancer awareness event on Thursday, November 10th from 3:00-5:00 p.m. at Julia Palms Apartments, 245 East First Street, Rialto. Mr. Townsend can be contacted at Congressman's Baca's Office at 909-885-BACA.

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-J."

A. Approval of Minutes

Approve the Minutes of the October 11, 2011, Regular City Council Meeting.

B. Contractual Services For State Lobbyist

Authorize the City Manager to execute a contract with Joe A. Gonsalves & Son for lobbying services relating to State Legislative issues.

C. Approve Amendment No. 3 to the Engineering Services Agreement with AECOM Engineering for the I-15/Duncan Canyon Road Interchange Project

Authorize the City Manager to execute Amendment No. 3 to the Engineering Services Agreement with AECOM (formally LAN Engineering) in the amount of \$579,040.00 with a revised not-to-exceed total contract amount of \$4,096,893.00 to complete the final design and provide construction phase design support for the I-15/Duncan Canyon Road Interchange Project.

D. First Quarter Budget Status Report

- (1) Approve the recommended First Quarter Budget adjustments.
- (2) Adopt **Resolution No. 2011-097** adopting the revised salary ranges and job descriptions for Network/Security Administrator, Code Compliance Inspector and establishing the updated compensation rates (minimum wage increase mandate) for non-classified, part-time positions.

E. Accept Donations for Volunteer Appreciation Fun Day

Accept donations from multiple donors for the Volunteer Appreciation Fun Day on September 17, 2011 totaling \$3,695.00 in checks and cash and \$664.00 of in-kind donations.

F. Accept donations for CATS Program

Accept donations from the following Fontana businesses who donated to the CATS Program: (1) \$200.00 from Rotolo Chevrolet; (2) \$100.00 from Fontana Nissan; and (3) \$200.00 from Rock Honda.

G. Fontana Citizen Corps Program

Approve the Fontana Citizen Corps Program and adopt **Resolution 2011-098** of the City Council of the City of Fontana approving establishment of the Citizen Corps Council.

H. Accept and Approve Sealed Proposal Results for Sanitary Sewer Pump Station Rehabilitation Design, Construction Inspection and Construction Management

- (1) Award a contract to Schaff & Wheeler, Consulting Civil Engineers to provide complete design of Engineering Documents for Sanitary Sewer Lift Station Repairs.
- (2) Authorize the City Manager to enter into a professional services agreement with Schaff & Wheeler, Consulting Civil Engineers in the amount of \$326,770 for complete design of Engineering documents for Sanitary Sewer Lift Station repairs using a Cooperative Purchase with the City of Alameda.

I. Authorization to enter into Consultant Service Contracts with Basin Creek Consulting, TKE Engineering and Ludwig Engineering for Water Consulting and Engineering Services

Authorize the City Manager to enter into contracts with Basin Creek Consulting, TKE Engineering and Ludwig Engineering for Water Consulting and Engineering Services for a period of (2) two years with (3) three one-year extensions at the sole discretion of the City.

J. Locksmith Repair and Replacement Contract

Award bid and authorize the City Manager to enter into an agreement with Dib's Safe and Lock Company for Locksmith Repair and Replacement Services, SP-06-PW-12, for a period of two (2) years, renewable for three (3) additional one-year increments at the sole discretion of the City.

PUBLIC HEARINGS:

A. Hearing was opened to consider establishment of Community Facilities District (CFD) No. 68M for Tract 17389, calling for a Special Election of the voters of CFD No. 68M and to adopt Resolution declaring the results of the Special Election.

Management Services Department Director Lisa Strong and Accounting Manager Dawn Brooks 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 Mayor Pro Tem Roberts, seconded by Council Member Wibert, and passed unanimously by a vote of 5-0, to:

(1) Adopt **Resolution No. 2011-099** of the City Council of the City of Fontana Establishing Community Facilities District No. 68M of the City of Fontana, County of San Bernardino, State of California, and Establishing the Boundaries Thereof.

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

(2) Adopt **Resolution No. 2011-100** of the City Council of the City of Fontana Calling a Special Election and Submitting to the Voters of Community Facilities District No. 68M of the City of Fontana, County of San Bernardino, State of California, a Proposition with Respect to the Annual Levy of Special Taxes within said Community Facilities District to Pay the Costs of Certain Services to be provided by the Community Facilities District and a Proposition with Respect to the Establishment of an Appropriations Limit for said Community Facilities District.

City Clerk Lewis opened the ballot and stated that 7 votes had been cast in favor.

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

(3) Adopt **Resolution No. 2011-101** of the City Council of the City of Fontana Declaring the Results of the Special Election for Community Facilities District No. 68M of the City of Fontana, County of San Bernardino, State of California, on the Propositions with Respect to (I) The Annual Levy of Special Taxes to Pay the Costs of Certain Services to be provided by the Community Facilities District and (II) The Establishment of an Appropriations Limit.

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

(4) Waive further reading of and introduce **Ordinance No. 1638** of the City Council of the City of Fontana, California, Authorizing the Levy of a Special Tax within Community Facilities District No. 68M, that the reading of the title constitutes the first reading thereof.

B. Hearing Items B-K were opened all at once for General Plan Amendment Nos. 11-004, 11-007, 11-008, 11-011, 11-012, 11-013, 11-017, 11-018, and 11-021 and related zoning changes.

Community Development Director Don Williams and Senior Planner Orlando Hernandez provided the staff reports for Hearing Items B-K.

No written communications were received.

Council Member Slowik requested clarification on the ownership of GPA 11-013 and the Planning Commission's hearing of GPA 11-004, as now presented to the City Council.

Senior Planner Hernandez clarified that the 40 foot wide parcel for GPA 11-013 is City-owned and that GPA 11-004 being presented to the City Council is exactly what was heard before the Planning Commission.

No one spoke in favor or opposition.

Hearing Items B-K were closed.

ACTION: Motion was made by Council Member Slowik, seconded by Mayor Pro Tem Roberts, and passed unanimously by a vote of 5-0, with Council Member Wibert abstaining from voting on Hearing Items B and C dealing with the Bill Martin Park Parking Lot due to living within 500 feet of the property, to:

(1) Find that the projects will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact for General Plan Amendment Nos. 11-004, 11-007, 11-011, 11-012, 11-013, 11-017, 11-018, 11-

021, and a Mitigated Negative Declaration of environmental impact for General Plan Amendment No. 11-008, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act (CEQA).

(2) Adopt **Resolution No. 2011-102** of the City Council of the City of Fontana, approving:

General Plan Amendment No. 11-004, an amendment to the General Plan Land Use Map to change the existing land use designation on two sites of approximately 8.2 total adjusted gross acres of land (APNs: 0251-101-07, 0251-111-13, -14 and -15) from General Commercial (C-G) to Public Facilities (P-PF) with the first site being located approximately 480 feet east of Sierra Avenue on the north side of Valley Boulevard with an approximate frontage of 610 feet, and with the second site being located 2,200 feet east of Sierra Avenue and on the north side of Valley Boulevard with an approximate frontage of 148 feet. The properties are further identified as 16984, 17234, 17238, and 17242 Valley Boulevard.

General Plan Amendment No. 11-007, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 4.0 adjusted gross acres of property (APN: 0193-234-11) from Public Facilities (P-PF) to General Commercial (C-G) located approximately 462 feet north of Holly Drive on the west side of Sierra Avenue with a frontage of approximately 250 feet on Sierra Avenue and a depth of approximately 1,632 feet. It is further identified as 9460 Sierra Avenue.

General Plan Amendment No. 11-008, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 1.0 adjusted gross acres of property (APN: 0191-291-17) from Light Industrial (I-L) to Public Facilities (P-PF) located on the northeast corner of Ceres Avenue and Juniper Avenue, and having an approximate frontage of 210 feet on Juniper Avenue and an approximate frontage of 200 feet on Ceres Avenue. The property is further identified as 16710 Ceres Avenue.

General Plan Amendment No. 11-011, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 1.2 adjusted gross acres of property (APN: 0191-161-26) from General Commercial (C-G) to Public Facilities (P-PF) located on the north side of Spring Street approximately 111 feet west of the northwest corner of the intersection of Spring Street and Sierra Avenue.

General Plan Amendment No. 11-012, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 3.6 adjusted gross acres of property (APNs: 0192-041-01, -02, -03, -04, -05, -07, and -08 and 0192-042-01, 02, and -03) from Community Commercial (C-C) to Public Facilities (P-PF) located on the northeast corner of the intersection of Arrow

Boulevard and Sierra Avenue.

General Plan Amendment No. 11-013, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 0.4 adjusted gross acres of property (APN: 0237-391-83) from Residential Planned Community (R-PC) to Recreational Facilities (P-R) located at the northerly terminus of Bronze Lane and extending approximately 466 feet in a southeasterly direction to the northerly terminus of Cardinal Court.

General Plan Amendment No. 11-017, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 0.2 adjusted gross acres of property (APN: 0191-274-37) from General Commercial (C-G) to Public Facilities (P-PF) located at the northeast corner of the intersection of Valencia Avenue and Nuevo Avenue.

General Plan Amendment No. 11-018, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 2.3 adjusted gross acres of property (APNs: 0194-041-01, -02, -03, and -04) from Single-Family Residential (R-SF) to Recreational Facilities (P-R) located approximately 285 feet south of the southeast corner of the intersection of Merrill Avenue and Mango Avenue.

General Plan Amendment No. 11-021, an amendment to the General Plan Land Use Map to change the existing land use designation of approximately 1.2 adjusted gross acres of property (APN: 0190-101-10) from Single-Family Residential (R-SF) to Recreational Facilities (P-R) located approximately 135 feet south of the southeast corner of the intersection of Malaga Court and Cypress Avenue.

C. Planning Case (PLN) No. 11-047/ Zone Change (ZCH) No. 11-014 (Parking Lot for Bill Martin Park)

Council Member Wibert abstained from voting on this item due to living within 500 feet of the property.

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1639** of the City of Fontana approving Zone Change No. 11-014, changing the Zoning District Map on approximately 1.2 adjusted gross acres of property (APN: 0190-101-10) from Single-Family Residential (R-1) to Public Facilities (P-PF); and that the reading of the title constitutes the first reading thereof.

D. Specific Plan Amendment No. 11-002 (Southridge Remnant Parcel)

(1) Find that the project will not have a significant effect on the environment and

adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1640** of the City of Fontana approving Specific Plan Amendment No. 11-002, changing the Zoning Map of the Southridge Village Specific Plan on approximately 0.4 adjusted gross acres of property (APN: 0237-391-83) from "Townhomes" to "Community Park"; and that the reading of the title constitutes the first reading thereof.

E. Zone Change No. 11-003 and Development Code Amendment No. 11-010 (Kaiser Hospital/Medical Center Overlay)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1641** of the City of Fontana approving: (a) Zone Change No. 11-003, changing the Zoning District Map on approximately 8.2 adjusted gross acres of property (APNs: 0251-101-07, 0251-111-13, -14 and -15) from General Commercial (C-2) to Public Facilities (P-PF); (b) An amendment to include 12.9 adjusted gross acres of property (APNs: 0194-331-12, -14, -15, 0251-101-07, 0251-111-13, -14, and -15) into the Medical Center Overlay ("MCO"); and that the reading of the title constitutes the first reading thereof.

(3) Waive further reading of and introduce **Ordinance No. 1642** of the City of Fontana approving Development Code Amendment No. 11-010, an amendment to the Zoning and Development Code amending the Medical Center Overlay to allow sign programs and clarify the total number of farmer's market events allowed per calendar month; and that the reading of the title constitutes the first reading thereof.

F. Zone Change No. 11-004 (Performing Arts Center)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1643** of the City of Fontana approving Zone Change No. 11-004, changing the Zoning District Map on approximately 4.0 adjusted gross acres of property (APN: 0193-234-11) from Public Facilities (P-PF) to General Commercial (C-2); and that the reading of the title constitutes the first reading thereof.

G. Zone Change No. 11-005 (Senior Community Center Parking Lot Expansion)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the

California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1644** of the City of Fontana approving Zone Change No. 11-005, changing the Zoning District Map on approximately 1.0 adjusted gross acres of property (APN: 0191-291-17) from Light Industrial (M-1) to Public Facilities (P-PF); and that the reading of the title constitutes the first reading thereof.

H. Zone Change No. 11-006 (Art Depot, Rose Garden and Parking Lot)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1645** of the City of Fontana approving Zone Change No. 11-006, changing the Zoning District Map on approximately 1.2 adjusted gross acres of property (APN: 0191-161-26) from "General Commercial" (C-2) to "Public Facilities" (P-PF); and that the reading of the title constitutes the first reading thereof.

I. Zone Change No. 11-007 (Chamber of Commerce, Human Resources, Center Stage Theater, Lewis Library)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1646** of the City of Fontana approving Zone Change No. 11-007, changing the Zoning District Map on approximately 3.6 adjusted gross acres of property (APNs: 0192-041-01 through -05, -07, and -08 and 0192-042-01 through -03) from Community Commercial (C-1) to Public Facilities (P-PF); and that the reading of the title constitutes the first reading thereof.

J. Zone Change No. 11-011 (Community Services Building)

(1) Find that the project will not have a significant effect on the environmental and adopt a negative declaration of environmental impact, and direct staff to prepare and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1647** of the City of Fontana approving Zone Change No. 11-011, changing the Zoning District Map on approximately 0.2 adjusted gross acres of property (APNs: 0191-274-37) from General Commercial (C-2) to Public Facilities (P-PF); and that the reading of the title constitutes the first reading thereof.

K. Zone Change No. 11-012 (Veterans Park Public Parking Lot)

(1) Find that the project will not have a significant effect on the environment and adopt a Negative Declaration of environmental impact, and direct staff to prepare

and file a Notice of Determination pursuant to the guidelines for implementing the California Environmental Quality Act.

(2) Waive further reading of and introduce **Ordinance No. 1648** of the City of Fontana approving Zone Change No. 11-012, changing the Zoning District Map on approximately 2.3 adjusted gross acres of property (APNs: 0194-041-01, -02, -03, and -04) from Single-Family Residential (R-1) to Public Facilities (P-PF); and that the reading of the title constitutes the first reading thereof.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

The following Elected Officials Communications were received:

A. Elected Officials Communications/Reports

Council Member Wibert announced that she attended the Pocahontas Play held at Center Stage. The performance was wonderful, as was Fontana performer Cesar Quintero.

Council Member Wibert announced that she attended After School Programs at Almond and Live Oak Elementary Schools and received great feedback from parents in regards to the wonderful program in place.

Council Member Wibert announced the Veteran's Day Celebration to be held on Friday, November 11th at 11:00 a.m. at the Memorial Rose Garden on Spring Street.

Council Member Wibert announced the Fontana Police Department and Fontana Unified School District Police Department's hosting of a Safety Summit on November 14th from 6:00-8:30 p.m. at the Jessie Turner Community Center.

Council Member Wibert expressed get well wishes to Police Department Volunteer Richard Anderson and Police Department Chaplain Roger Hurley.

Council Member Wibert expressed her condolences to the Watson Family due to the recent passing of Army Soldier and Vietnam Veteran Robert J. Rivera.

Council Member Wibert expressed her condolences to the Contreras, Rivera, and Garcia Families due to the tragic passing of their four teens in a car accident this past weekend.

Council Member Wibert reminded residents to continue to support our troops and to shop in Fontana.

Council Member Tahan expressed his condolences to the Contreras, Rivera, and Garcia Families due to the tragic passing of their four teens in a car accident this past weekend

Council Member Tahan announced his attendance at a CAPS Meeting last

Saturday and congratulated Brady Segal and her team for a great program.

Council Member Tahan commented on the much needed integrity of our Fontana Unified School District Board Members.

Council Member Slowik congratulated Mayor Warren on a successful Jazz Jam which greatly benefited the Fontana Boys and Girls Club.

Council Member Slowik congratulated the Industrial Support Systems and the Fontana Rehabilitation Workshop Board of Directors and staff on a successful fundraiser for the organization's Work Activity Program. Council Member Slowik attended the event and commented on the amazing organization and sponsors.

Council Member Slowik announced his attendance at the Mayor's Town Hall Meeting on October 20th and thanked the public and City Staff in attendance for a great meeting that allowed for the opportunity to hear directly from the community and provide immediate responses from staff present.

Council Member Slowik announced the Veteran's Day Celebration to be held on Friday, November 11th at 11:00 a.m. at the Memorial Rose Garden on Spring Street.

Council Member Slowik extended his prayers to the Contreras, Rivera, and Garcia Families due to the tragic passing of their four teens in a car accident this past weekend.

Council Member Slowik extended prayers to Police Department Chaplain Roger Hurley and Police Department Volunteer Richard Anderson, as well as to our troops serving our Country.

Mayor Pro Tem Roberts expressed his condolences to the Contreras, Rivera, and Garcia Families due to the tragic passing of their four teens in a car accident this past weekend.

Mayor Pro Tem Roberts expressed his prayers to Police Department Chaplain Roger Hurley and Police Department Volunteer Richard Anderson.

Mayor Pro Tem Roberts thanked Police Chief Jones for a great presentation this morning in regards to prison realignment.

Mayor Pro Tem Roberts commented on the need for the City's flexibility in assisting businesses with their conformance improvements. An incremental process should be considered rather than the current process which requires completion of all improvements at once.

Mayor Warren commented on the past two weeks of events and public issues.

Mayor Warren thanked the public and City staff for a wonderful Town Hall Meeting held on October 20th in the South Fontana area. This type of meeting forum will be continued throughout the City because it allows for great communication.

Mayor Warren thanked the Etiwanda School District students present at tonight's meeting.

Mayor Warren announced her attendance at the Industrial Support Systems and the Fontana Rehabilitation Workshop and the great assistance provided to students. The Organization is in need of table and chair donations and Mayor Warren can be contacted for more information on how to donate.

Mayor Warren requested the City Council's consensus on the City's sponsorship of a Martin Luther King, Jr. and Malcolm X play with Pastor Emory James' Ephesians Church which will be held at the Steelworkers' Auditorium.

Mayor Warren and the City Council directed City Manager Hunt to bring back a report for consideration of the sponsorship event.

Mayor Warren commented on her great pride in the Fontana Community.

Mayor Warren requested residents to pray for the Fontana Unified School District Board Members and that they make the right decisions.

Mayor Warren also requested residents to pray for the City and to come together to support the Contreras, Rivera, and Garcia Families due to the tragic passing of their four teens in a car accident this past weekend. A moment of silence will be later held and tonight's meeting will be adjourned in their memory.

Mayor Warren commented on Mayor Pro Tem Roberts' comment on phased conformance for businesses and with the consensus of the City Council, directed City Manager Hunt to bring back an item for consideration at a future City Council Meeting.

Mayor Warren reminded residents to be safe during the Halloween weekend and to be responsible for their children's safety. Organized events are being offered at local churches and at City Community Centers.

CITY MANAGER COMMUNICATIONS:

A. Yard Sale Policy Update - Disussion of current yard sale policy and that of neighboring cities

City Manager Hunt commented that this update has been provided per Council Member Wibert's request at a previous City Council Meeting.

City Manager Hunt requested Mayor Warren and the City Council's comments on

changes they would like to see brought back at a future meeting.

Mayor Warren and the City Council discussed the various yard sale options for permit fees, frequency, and penalty fees.

Chief Rod Jones commented that from a Police Department standpoint, it is easier to enforce/cite non-conforming yard sales when there are set days or weekends.

Police Captain Robert Ramsey commented on the penalty fee an incremental approach.

Mayor Warren and Council Member Slowik commented on the incremental penalty approach in relation to repeat offenders.

Mayor Warren and the City Council reached consensus to direct City Manager Hunt to bring back a report that shows a incremental penalty starting at a lower 1st time offense fine with options for quarterly yard sales with set weekends/dates and with no permit required and also quarterly yard sales with no set weekends/dates and permit required.

B. City Manager Communications

City Manager Hunt commented on the First Quarter Budget Status Report that was approved this evening on the Consent Calendar, the current surplus, and various decisions made to maintain a balanced budget. City Manager Hunt thanked Mayor Warren, the City Council, and City staff for continuing to maintain a balanced budget for the City.

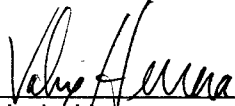
City Manager Hunt requested Liaison Michael Townsend to thank Congressman Baca for a successful water conference and for bringing the water representative to the area for the discussion.

City Manager Hunt thanked Senior Administrative Aide Pam Warner for her hard work behind the scenes in City Hall, with the budget, and with purchasing.

ADJOURNMENT:

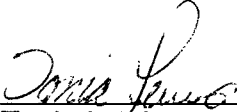
A moment of silence was held due to the tragic passing of the four teens in a car accident this past weekend.

The City Council meeting adjourned in memory of Fontana Teens Javier Contreras, Pedro Rivera, Raquel Garcia, and Rebecca Garcia and adjourned at 9:04 p.m. to the next Regular City Council Meeting on Tuesday, November 8, 2011, with a Workshop at 5:30 p.m. and the Regular Meeting at 7:00 p.m. in the Council Chambers at 8353 Sierra Ave, Fontana, California.



Valerie Herrera
Administrative Analyst II

**THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON
THE 8TH DAY OF NOVEMBER, 2011.**



Tonia Lewis
City Clerk