

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
SEPTEMBER 20, 2005
7:00 P.M.**

Information in shaded boxes also pertains to meetings directly following the Council Meeting.

Welcome to a meeting of the Fontana City Council. A complete agenda packet is located in the binder on the table in the lobby of the Council Chambers. To address the Council, please fill out a card located at the entrance to the left indicating your desire to speak on either a specific agenda item or under Public Communications and give it to the City Clerk. Your name will be called when it is your turn to speak. **In compliance with Americans with Disabilities Act, the Chambers is wheel chair accessible and a portable microphone is available.**

Traducción en Español disponible a petición. Favor de notificar al Departamento "City Clerk". Para mayor información, favor de marcar el número 350-7602.

5:00 P.M. WORKSHOP

- A. Inclusionary Housing Ordinance
- B. Agenda Review
- C. City Manager Comments

6:00 P.M. CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: 16918 Baseline, APN 0240-141-34

Negotiating Parties: Kenneth R. Hunt, City Manager

Under Negotiation: Price and Terms

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: APN 0240-131-04, APN 0240-031-05 (AME Church)

Negotiating Parties: Kenneth R. Hunt, City Manager

Under Negotiation: Price and Terms

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: APN 0228-081-05, David V. Baranco, north side of proposed Walnut Street, west of Citrus.

Negotiating Parties: Kenneth R. Hunt, City Manager

Under Negotiation: Price and Terms

7:00 P.M. – CALL TO ORDER/ROLL CALL:

Present: _____ Absent _____

PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor/ Council Member Roberts

SPECIAL PRESENTATIONS:

- A. Knopf Senior Center Donation-Fontana Police Officer's Association.
- B. Recognition of Rafael Verduzco for his help in recovering a child during an Amber Alert (Chief Clark to present).

This is an opportunity for citizens to speak to the City Council for up to 5 minutes on items **not** on the Agenda, but within the City Council's jurisdiction. The Council is prohibited by law from discussing or taking immediate action on non-agendized items.

CONSENT CALENDAR:

All matters listed under CONSENT CALENDAR will be enacted by one motion in the form Listed below – there will be no separate discussion on these items prior to the time Council Votes on them, unless a member of the Council requests a specific item be removed from the Consent Calendar for discussion.

Does any member of the public wish to address the City Council regarding any item on the Consent Calendar before the vote is taken?

- A. Approve the minutes of the August 23, 2005 Adjourned Regular and the September 6, 2005 Regular City Council Meetings.
- B. (1) Accept as complete the subdivision improvements in Tract No. 16027 located east of Catawba Avenue and Northwest of Fontana Avenue.
(2) Adopt Resolution No. **2005-**____, accepting sewers in Tract No. 16027 as part of the City sewer system.
- C. Approve a Mitigated Negative Declaration of Environmental Impact and the State of California Department of Fish and Game De Minimis Impact Finding pursuant to the local guidelines for implementing the California Environmental Quality Act (2005) and direct staff to file a Notice of Determination (Cherry Avenue Roadway and Infrastructure Improvements).
- D. (1) Accept cash donations in the amount of \$18,000.00 for use in the September Racefest Block Party Event.
(2) Increase revenues by \$18,000 in fund 3002101.5210 and appropriate \$18,000.00 to Project No. 9317700101.6660.1.
- E. Increase appropriations by \$3,349.17 in the Home Program Fund #363 for Fiscal Year 2004/2005.
- F. Authorize Housing and Business Development to advertise for bids for additional rehabilitation to the Option House Facility.
- G. (1) Authorize the Public Works Department to seek requests for proposals to Design Build for the construction of an additional parking lot, shade structures, sports Wall of Fame and synthetic turf for Ralph M. Lewis Park.
(2) Authorize the City Manager to award the contract to the lowest responsible, responsive Design Build entity whose proposal is judged as providing the best value in meeting the interest and objectives of the project.
(3) Approve an appropriation of \$1.5 Million to project number _____ from Fund 416 CFD No. 12 undesignated fund balance.

CITY COUNCIL AGENDA

SEPTEMBER 20, 2005

- H. Authorize the City Manager to enter into a contract amendment with Gosney Construction to modify unit bid prices and extend their contract for an additional two year period.
- I. Approve a reimbursement agreement for the proportionate cost of the improvements for the Boyle Avenue/Poplar Avenue (local) sewer line between the City of Fontana and The William Fox Group, Inc. and authorize the City Manager to execute the agreement.
- J. (1) Award a bid and authorize the City Manager to enter into a contract with Caltrop in the amount of \$1,593,375 for Project Management Services for Fontana Park.
(2) Authorize the Business Services Manager to issue a purchase order to Caltrop in the amount of \$1,593,375.

Approve Consent Calendar Items “A- J” as recommended by staff.

PUBLIC HEARINGS:

To speak on Public Hearing Items, fill out a card at the microphone stand indicating **favor** or **opposition** and give it to the City Clerk. Each person will be allowed 5 minutes to address the Council.

If you challenge in court any action taken concerning a Public Hearing item, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City at, or prior to, the Public Hearing.

All Public Hearings will be conducted following this format:

- (a) hearing opened
- (b) written communication
- (c) council/staff comments
- (d) applicant comments (applicant not limited to 5 minutes)
- (e) oral – favor
- (f) oral – opposition
- (g) hearing closed

- A. Establishment of Community Facilities District 32M (Hunters Ridge Estate Lots)
 - (1) Adopt **Resolution No. 2005-_____**, of the City Council of the City of Fontana establishing Community Facilities District No. 32M of the City of Fontana, County of San Bernardino, State of California, and establishing the boundaries thereof.
 - (2) Adopt **Resolution No. 2005-_____**, of the City Council of the City of Fontana calling a Special Election and submitting to the voters of Community Facilities District No. 32M 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.
 - (3) Adopt **Resolution No. 2005-_____**, if the City Council of the City of Fontana declaring the results of the Special Election for Community Facilities District No. 32M 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.
- B. Landscape Maintenance District No. 3
Adopt **Resolution No. 2005-_____**, of the City Council of the City of Fontana ordering the detachment of territory from Landscape Maintenance District No. 3 of the City of Fontana.
- C. Local Lighting Maintenance District No. 3
Adopt **Resolution No. 2005-_____**, of the City Council of the City of Fontana ordering the detachment of territory from Local Lighting Maintenance District No. 3 of the City of Fontana

- D. Fontana Auto Center Overlay District
- (1) Certify the Final environmental Impact Report (FEIR) (State Clearinghouse No. 2004081097), approve the findings for, and adopt a Statement of Overriding Considerations, approve the Mitigation Monitoring Plan and direct staff to file a Notice of Determination for Development Code Amendment No. 04-04 pursuant to the Local Guidelines for Implementing the California Environmental Quality Act (2005).
 - (2) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City Council of the City of Fontana, California, approving Development Code Amendment No. 04-04, amending Chapter 30 of the Fontana Municipal Code pertaining to the Fontana Auto Center Overlay District, that the reading of the title constitutes the first reading thereof.
- E. Quarterly Lien Action Report for Delinquent Sewer, Rubbish and Weed Abatement Accounts
- (1) Adopt **Resolution No. 2005- _____**, a Resolution 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.
 - (2) 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.
 - (3) 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.
- F. General Plan Amendment #04-008 and Zone Change #04-007.
- (1) Find that Amendment No. 04-008 and Zone Change No. 04-007 will not have a significant effect on the environment and adopt the Negative Declaration and State of California Department of Fish and Game De Minimis Impact Finding, and direct staff to prepare and file a Notice of Determination per the Local Guidelines for implementing the California Environmental Quality Act (2005).
 - (2) Adopt **Resolution No. 2005- _____**, approving Amendment No. 04-008, and Amendment to the Land Use Policy Map to change a designation from Multi-family Residential (R-MF) to General Commercial (C-G) (APN's: 1110-361-14, -15, -16, -17, -18, -19, -20, -21, -22 & -23).
 - (3) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City of Fontana approving Zone Change No. 04-007, a Zone Change from Multi-family Residential (R-3) to General Commercial (C-2) and that the reading of the title constitutes the first reading thereof.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

1. Appointment of Parks and Recreation Commissioner (Lorena Corona vacancy).

CITY MANAGER COMMUNICATIONS:

Adopt **Resolution No. 2005- _____**, authorizing assistance to public agencies and victims affected by Hurricane Katrina.

ADJOURNMENT: To a workshop meeting on October 4, 2005 at 5:30 p.m. in the City Hall Executive Conference Room and then to the regular meeting in the City Hall Council

CITY COUNCIL AGENDA

SEPTEMBER 20, 2005

Chambers at 7:00 p.m., located at 8353 Sierra Avenue, Fontana, CA.