

Next: Ord. 1610 Res. 2009-097

**CITY OF FONTANA AGENDA
CITY COUNCIL MEETING
NOVEMBER 11, 2009
CITY COUNCIL CHAMBERS
8353 Sierra Avenue, Fontana, CA
7:00 PM**

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 right 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 Council Chambers is wheel chair accessible and a portable microphone is available. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection in the Council Chambers lobby located at 8353 Sierra Avenue, Fontana, CA.

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

5 p.m. ARTIST SHOWCASE:

Artist - Caron Rand

WORKSHOP: None

6 p.m. CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: APN 0255-011-01, 02, and 03

Owner: Citrus and Slover, LLC

Negotiator: Debbie Brazill, Deputy City Manager

Under Negotiation: Price and Terms

CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO
GOVERNMENT CODE SECTION 54957.6
City Negotiator: Kenneth R. Hunt, City Manager
Title of Position: Human Resources Director

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)
Number of Cases: One

CALL TO ORDER/ROLL CALL:

PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor/Pastor Dan Carroll, Water of Life Community Church

PROCLAMATIONS:

- A. Mayor and Council to proclaim November as National Diabetes Awareness Month and November 14, 2009, as "World Diabetes Day" (Mayor to present to Juvenile Diabetes Research Foundation Inland Empire Chapter Representative Mark Duffy)**

SPECIAL PRESENTATIONS:

- A. Mayor and Council to recognize Caron Rand as the artist in the Artist Showcase (Community Services Coordinator Courtney Hodnick to present)**
- B. Grant Acceptance on Behalf of Fontana Community Foundation**

Mayor and Council to accept a check for \$10,000 from AT&T on behalf of the Fontana Community Foundation to support the Mayor's Youth Advisory Council (AT&T Director of External Affairs Kathy Barr to present)

PUBLIC COMMUNICATIONS:

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. Approval of Minutes

(1) Approve the minutes of the October 28, 2009, regular City Council meeting.

B. Adopt a Resolution declaring a portion of the public right of way located on Slover Avenue, west of Sierra Avenue, as unnecessary

(1) Adopt **Resolution No. 2009-_____**, declaring a portion of public right of way located on Slover Avenue, west of Sierra Avenue as unnecessary for present or prospective public use and vacating the same pursuant to California Streets and Highways Code Section 8300, et seq.

C. Adopt a Resolution Authorizing Staff to File an Application for Grant Funds for the 2010/2011 Bicycle Transportation Account

(1) Adopt **Resolution No. 2009-_____**, authorizing staff to file two applications for grant funds through the California Department of Transportation 2010/2011 Bicycle Transportation Account Program.

Approve Consent Calendar Items “A-C” 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 | (e) oral – favor |
| (b) written communication | (f) oral – opposition |

- (c) council/staff comments (g) hearing closed
- (d) applicant comments (applicant not limited to 5 minutes)

A. GPA No. 09-002, ZC No. 09-002, TPM No. 19034 and DR No. 09-001. A land use change from Community Commercial (C-C) and Light Industrial (I-L) to General Commercial (C-G) located on the southeast corner of Slover Avenue and Citrus Avenue

(1) Find that the project will not have a significant effect on the environment and adopt a Mitigated Negative Declaration, and direct staff to file a Notice of Determination per the Guidelines for Implementing the California Environmental Quality Act.

(2) Adopt **Resolution No. 2009-_____**, Approving General Plan Amendment No. 09-002, amending the Land Use Policy Map to change the land use designation of approximately 8.2 acres of property from Community Commercial (C-C) to General Commercial (C-G) and 3.1 acres of property from Light Industrial (I-L) to General Commercial (C-G).

(3) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City of Fontana approving Zone Change No. 09-002, changing the Zoning District Map on approximately 8.2 acres from Community Commercial (C-1) to General Commercial (C-2) and 3.1 acres from Light Industrial (M-1) to General Commercial (C-2); and that the reading of the title constitutes the first reading thereof.

(4) Approve Tentative Parcel Map No. 19034, and Design Review No. 09-001.

B. GPA No. 09-005, ZC No. 09-003, TPM No. 19219 and DR No. 09-005. A land use change from Light Industrial (I-L) to Medium Density Residential (R-M) for the construction of 60 apartment units located on the NEC of Ceres Avenue and Oleander Avenue.

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

(2) Adopt **Resolution No. 2009-_____**, Approving General Plan Amendment No. 09-005, amending the Land Use Policy Map to change the land use designation of approximately 5.5 acres of property from Light Industrial (L-I) to Medium Density Residential (R-M);

(3) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City of Fontana approving Zone Change No. 09-003, changing the Zoning District Map from Light Industrial (M-1) to Medium Density Residential (R-2); and that the reading of the title constitutes the first reading thereof.

(4) Approve Tentative Parcel Map No. 19219, and Design Review No. 09-005.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

CITY MANAGER COMMUNICATIONS:

ADJOURNMENT:

The next regular meeting will be held on December 9, 2009, with a workshop at 5:00 p.m. then the regular meeting at 7:00 p.m. in the Council Chambers located at 8353 Sierra Avenue, Fontana, CA.