

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR MEETING  
SEPTEMBER 6, 2005**

A workshop of the City of Fontana City Council was held on Tuesday, September 6, 2005 in the City of Fontana Executive Conference Room. The meeting was called to order at 5:10 p.m.

**ROLL CALL:** Present: Council Members Scialdone, Roberts and Warren. Mayor Nuaimi arrived at 5:12 p.m. Council Member Rutherford arrived at 5:18 p.m. ROLL CALL

Absent: None

The agenda was reviewed as Mayor Nuaimi and Council Member Rutherford were arriving.

The presentation was given by Deputy City Manager David Edgar regarding the First Time Homebuyer Program.

Following comments by the City Manager, the meeting adjourned to a Closed Session at 6:03 p.m.

A Regular Meeting of the City of Fontana City Council was held on Tuesday, September 6, 2005 in the City of Fontana Council Chambers, 8353 Sierra Avenue, Fontana, CA. Mayor Nuaimi called the meeting to order at 7:10 p.m.

**ROLL CALL:** Present: Mayor Nuaimi, Council Members Scialdone, Roberts, Rutherford and Warren. ROLL CALL

Absent: None

The Pledge of Allegiance was lead by Mayor Nuaimi, followed by the Invocation given by Council Member Roberts.

The City Attorney announced they met in Closed Session to discuss: C S

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

Properties: APN 0241-012-02 (San Gabriel Water); APN 0240-081-13 (Ella Kopp, 16564 Baseline Avenue); APN 0240-052-53 (Vivanco, 16412 Baseline Avenue); APN 0240-141-34 (Henry & Patricia Wilson, 16918 Baseline Avenue); APN 0241-012-07 (Wanda D. Esteven, 16237 Baseline Avenue); APN 0240-031-14 (Pae Ownership, 16138 Baseline Avenue).

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Negotiating Parties: City Manager Kenneth Hunt

Under Negotiation: Price and Terms

There was no reportable action.

The following Special Presentations were made:

S P

Mayor Nuaimi asked for donations of supplies or money to be used for hygiene packs to be sent to the displaced people of Louisiana and Mississippi affected by the Hurricane Katrina. The program is being coordinated by the Water of Life Community Church, 7625 East Avenue, Fontana, CA.

Mayor and Council proclaimed September 26, 2005 as "Family Day". This was accepted by City Manager Ken Hunt.

Mayor and Council recognized the following National History Day Winners:

- Gasper Muela, AB Miller High School
- Roger Portillo, AB Miller High School
- Martin Diaz, AB Miller High School
- Matthew Guerra, Almeria Middle School

The following Public Communications were received:

P C

Parks and Recreation Commissioner Lorena Corona said "good-bye" as she will be leaving for Harvard shortly.

GOODBYE

Keith Hanson, 6624 O'Hare Court reported unclean conditions at Koehler Park as well as parking near the corner of Beech and Gatwick.

KOEHLER PARK

Tony Orlich, Randall Avenue, spoke on Council meetings and laws.

MEETINGS & LAW

David Pulido and Sizie Colon reported on upcoming Fontana Area Chamber of Commerce events.

EVENTS

Sylvester McGill, 479 E. Virginia Street, Rialto, Nation of Islam, spoke of The Millions More Movement.

MILLIONS MORE MOVEMENT

Pastor Emory James, 17169 Athol Street, Fontana, with the Ephesians Church noted a volunteer team task force is working with evacuees from the hurricane. He also noted upcoming events.

EVENTS

Tony Orlich spoke on Consent Calendar Items "L & M". Mayor Nuaimi responded.

C C

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**ACTION:** Motion was made by Council Member Warren, seconded by Council Member Scialdone, approving Consent Calendar Items “A-M” as follows:

- A. Approving the minutes of August 16, 2005 Regular City Council Meeting. MINUTES
  
- B. (1) Awarding bid and authorizing the City Manager to enter into a contract with Quality Construction Management in the amount of \$107,787.45 and authorizing a 10% contingency in the amount of \$10,779. AWARD BID  
QUALITY CONST  
MGMT.
  
- (2) Authorizing the Business Services Manager to issue a purchase order to Quality Construction Management in the amount of \$107,787.45.
  
- C. (1) Accepting as complete the subdivision improvements in Tract No. 16120 located south of Jurupa Avenue and east of Live Oak Avenue in the Southridge Village Specific Plan. ADPT RES 05-147  
ACCPT TR 16120
  
- (2) Adopting **Resolution No. 2005-147**, accepting sewers in Tract No. 16120 as part of the City sewer system.
  
- D. (1) Accepting as complete the subdivision improvements in Tract No. 16119 located south of Jurupa Avenue and east of Live Oak in the Southridge Village Specific Plan. ADPT RES 05-148  
ACCPT TR 16119
  
- (2) Adopting **Resolution No. 2005-148**, accepting sewers in Tract No. 16119 as part of the City sewer system.
  
- E. (1) Accepting as complete the subdivision improvements in Tract No. 13087 located east of Grand Avenue and north of East Constitution Way within the West End Specific Plan. ADPT RES 05-149  
ACCPT TR 13087
  
- (2) Adopting **Resolution No. 2005-149**, accepting sewers in Tract No. 13087 as part of the City sewer system.
  
- F. (1) Accepting as complete the subdivision improvements in Tract No. 16167 and 16167-1 located in Hunter’s Ridge Specific Plan, east of Bridlepath Drive and west of Cherry Avenue. ADPT RES 05-150  
ACCPT TR 16167  
& 16167-1
  
- (2) Adopting **Resolution No. 2005-150**, accepting sewers in Tract No. 16167 and 16167-1 as part of the City sewer system.
  
- G. (1) Accepting as complete the subdivision improvements in Tract No. 16286, located east of Pepper Avenue and south of Athol Street. ADPT RES 05-151  
ACCPT TR 16286

- (2) Adopting **Resolution No. 2005-151**, accepting sewers in Tract No. 16286 as part of the City sewer system.
  
- H. Approving the final map for Tract No. 16991 located within the Rancho Fontana Specific Plan; accepting as public all dedicated streets and easements; and authorizing the City Manager to enter into a subdivision agreement with the subdivider. APRV FINAL MAP  
TR 16991
  
- I. Approving final map for Tract No. 17125 located north of Foothill Boulevard and west of Cherry Avenue; accepting as public all dedicated streets and easements; and authorizing the City Manager to enter into a subdivision agreement with the subdivider. APRV FINAL MAP  
TR 17125
  
- J. Adopting **Resolution No. 2005-152**, adopting the 2003-2008 and 2005-2010 Measure I Five Year Capital Improvements Plan. ADPT RES 05-152  
ADPT CAP 5-YR.
  
- K. (1) Approving the extension of landscape architectural services contract with BMLA, Inc., for two years. APRV CONTRACT  
EXTENSION BMLA  
AND COMMUNITY  
WORKS DESIGN  
GROUP
- (2) Approving the extension of landscape architectural services contract with Community Works Design Group for one year.
- (3) Authorizing the City Manager to execute the landscape architectural services contract extensions with BMLA, Inc., and Community Works Design Group.
  
- L. Approving, authorizing and directing the City Manager to execute a contractual services agreement between the City of Fontana and Shimahara Illustration for the Fontana Library and Resource/Technology Center in the Civic Center in an amount not to exceed \$54,025.00 plus a 10% contingency amount of \$5,403.00. APRV CONTRACT  
SHIMAHARA  
ILLUSTRATION  
LIBRARY
  
- M. Approving, authorizing and directing the City Manager to execute Amendment No. 2 to a contractual services agreement between the City of Fontana and RNL Design to provide programming, architectural design, engineering, landscape architecture, construction plans and documents, construction bidding and construction administration services for the Fontana Library and Resource/Technology Center in the amount of \$1,529,876.00 plus a 10% contingency amount of \$152,987.00, with a not to exceed overall contract amount of \$4,870,058.00. APRV AMEND #2  
RNL DESIGN  
LIBRARY

Motion carried unanimously.

Public hearing was opened regarding Fiscal Year 2004-2005 Consolidated Annual Performance Evaluation Report. No written communication was received. PH-A APRV  
FY 04-05  
CAPER EVAL.

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Staff presentation was given by Deputy City Manager David Edgar. REPORT  
No one spoke in favor or opposition. The hearing was closed.

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Warren, approving the Fiscal Year 2004-2005 Consolidated Annual Performance Evaluation Report (CAPER) for submission to the Department of Housing and Urban Development (HUD) and authorizing the City Manager to execute any documents necessary to effectuate said submission. Motion carried unanimously.

The following Elected Official Communications were received: E O C

**ACTION:** By consensus, Mayor Nuaimi and Council Member Rutherford were appointed to an Ad Hoc Committee for the North Fontana Master Plan. N. FONTANA  
MASTER PLAN  
AD HOC COMM

**ACTION:** By consensus, Mayor Nuaimi and Council Member Roberts were appointed to an Ad Hoc Committee to review Fontana Water Company rates. REVIEW WATER  
RATES AD HOC  
COMMITTEE

Council Member Rutherford noted we have not gone to bid regarding banking services for over 10 years. It was requested, by consensus, that the City Manager request RFP for the City's banking services. RFP FOR BANK  
SERVICES  
REQUEST

Council Member Rutherford brought concerns from Village of Heritage residents regarding noise from the California Speedway, because they did not quit on time as required. SPEEDWAY  
NOISE

Mayor and Council commended staff and volunteers for a successful Race Fest. COMMEND

Mayor and Council also commended the community for their response regarding the Katrina disaster. COMMEND

Council Member Warren noted a candlelight service Thursday, September 8, 2005 at Palms Chapel. She noted a number of funeral directors are going to help in the region of the hurricane. CANDLELIGHT  
SERVICE

Council Members Scialdone and Roberts asked that the police and fire staff prepare a workshop, to be televised, regarding emergency preparedness for our community. EMERG. PREP  
WORKSHOP  
REQUEST

Council Member Scialdone congratulated the Fontana Police Department for their diligence in follow-up of the carjacking case. He asked that the resident who reported the abandoned vehicle be commended at a future City Council meeting. CONGRATS

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Mayor Nuaimi noted that three elected officials will be traveling to Washington, D. C. to keep the challenges of Fontana in the forefront.	WASH TRIP
Mayor Nuaimi noted the information regarding the hygiene packs will be on the website.	HYGIENE PACKS
Council Member Rutherford noted International Days will be September 17 <sup>th</sup> in the Civic Center, Miller Park area.	INT'L DAYS
The following City Manager Communications were received:	C M C
City Manager Ken Hunt named persons to be commended for a successful Race Fest.	COMMEND
City Manager Ken Hunt noted we will adjourn this meeting to the trip to Washington, D. C. and then to the workshop and meeting on September 20, 2005.	ADJOURN TO TRIP
At 8:51 p.m. the meeting adjourned by consensus, to the trip to Washington, D. C. on September 13 and 14, 2005, and then to the regular workshop meeting on Tuesday, September 20, 2005 at 5:00 p.m., in the City Hall Executive Conference Room, with the regular meeting following at 7:00 p.m. in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, CA.	ADJOURN

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Martha Steenbock  
City Clerk Assistant

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 20<sup>th</sup> DAY OF SEPTEMBER, 2005.

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Beatrice Watson  
City Clerk