

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR MEETING  
OCTOBER 18, 2005**

A workshop meeting of the City of Fontana City Council was held on Tuesday, October 18, 2005 in the Executive Conference Room. Mayor Nuaimi called the meeting to order at 5:08 p.m.

**ROLL CALL:** Present: Mayor Nuaimi, Council Members Roberts, and Scialdone. Council Member Rutherford arrived at 5:12 p.m. Council Member Warren arrived at 5:25 p.m.

Absent: None

Deputy City Manager David Edgar introduced Kirsti T. Spiva, Managing Partner, Diablo Technology Partners, who gave an ACES presentation. Also speaking was Bob Cornwell, CFC Financial Advisors.

The agenda was reviewed. Following City Manager comments, the workshop adjourned at 6:13 p.m. to a Closed Session.

A Regular Meeting of the City of Fontana City Council was held on Tuesday, October 18, 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 Roberts, Rutherford, Scialdone and Warren. ROLL CALL

Absent: None

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

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.

Property: 16120 Baseline Avenue, APN 0240-031-15

Negotiating Parties: Debbie Brazill, Deputy City Manager; Pierre Rankin

Under Negotiation: Price and Terms

**There was no discussion on the above item.**

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)

Number of Cases (2)

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

Name of Parties: San Gabriel Valley Water Company; Application  
No’s A02-11-044 and A05-080-021

There was no reportable action on the last two items.

The following Special Presentations were made: S P

Mayor and Council recognized Corporal Fred Flores as the September  
“Employee of the Month”, presented by Chief Larry Clark.

Mayor and Council proclaimed the week of October 23-31, 2005 as “Red  
Ribbon Week”, accepted by Chief Larry Clark.

Mayor and Council recognized Joan Geist, who was selected to sit on a  
panel with President Bush to address medicare issues.

The following Public Communications were received: P C

Carson Gibson, 17368 Granada, spoke for six additional neighbors on  
Granada, requesting a speed hump. He was referred to staff. SPEED HUMP  
REQUEST

Tom Mushegain, Jr. 14281 Whittram, spoke against annexation. NO ANNEX

Alydia O’Manzanares, 7942 Alder, complained of a police concern  
(through an interpreter). She was referred to staff. COMPLAINT

David Pulido, 8491 Sierra, and Charles Rangel, Young Homes, 10370  
Trademark, spoke of upcoming Chamber events. EVENTS

Tony Orlich, Randall Avenue, spoke of political campaigns, religion, etc. MISC.

Mayor Nuaimi moved the Elected Officials Communication regarding the  
water rate survey up on the agenda. He presented a narrative regarding  
the results. No action was taken. EOC WATER  
RATE SURVEY

Staff reports were given on Consent Calendar Items “E, I, and J” C C

Tony Orlich spoke on Consent Calendar Items “F and J”.

Consent Calendar Item “K” was pulled from the agenda

**ACTON:** Motion was made by Council Member Roberts, seconded  
by Council Member Rutherford, approving Consent Calendar Items  
“A-J” as follows:

**CITY COUNCIL MINUTES**

**OCTOBER 18, 2005**

- A. Approving the minutes of the October 4, 2005 Regular City Council Meetings. MINUTES
  
- B. (1) Accepting grant award in the amount of \$160,100 from the United States Department of Homeland Security. ACCPT GRANT HOMELAND SEC.
  
- (2) Increasing revenues in Grant Fund 301 for Fiscal Year 05/06 by \$160,100 and appropriating for expenditures in Grant Fund 301.
  
- (3) Authorizing the Police Department Emergency Services Lieutenant to sign all related grants documents for the term of the grant, and, making purchases of equipment as outlined in the grant.
  
- C. (1) Accepting as complete the subdivision improvements in Tract No. 15921 located west of Beech Avenue and south of the Decluz Channel in the Southridge Village Specific Plan. ADPT RES 05-165 TR 15921
  
- (2) Adopting **Resolution No. 2005-165**, accepting sewers in Tract No. 15921 as part of the City sewer system.
  
- D. Authorizing the Housing and Business Development Department to advertise for bids for asbestos removal, demolition and other items related to site clearance (various parcels acquired by the City). AUTH BIDS ASBESTOS REMOVAL
  
- E. (1) Finding that the project is exempt from further environmental review pursuant to Section 3.07 of the Local Guidelines for implementing the California Environmental Quality Act (2005), with no possibility of significant effects upon the environment, and directing staff to file a Notice of Exemption. ADPT RES 05-166 VACATE OLIVE ST
  
- (2) Adopting **Resolution No. 2005-166**, declaring its intention to vacate a portion of the public right-of-way known as Olive Street between Merrill Avenue and Athol Street pursuant to Streets and Highways Code 8320 et seq and reserving an easement for public utility purposes and directing the City Clerk to administratively set the hearing date, time and place and to publish and post required notices.
  
- F. (1) Finding that the project is exempt from further environmental review pursuant to Section 3.07 of the Local Guidelines for Implementing the California Environmental Quality Act (2005), with no possibility of significant effects upon the environment, and directing staff to file a Notice of Exemption. ADPT RES 05-167 & 168; VACATE STREETS TR 16184 HUNTER'S RIDGE
  
- (2) Adopting **Resolution No. 2005-167**, to summarily vacate all streets within Phase III of the Hunter's Ridge Specific Plan also known as a

portion of Foxborough Drive, Stateline Lane and Creekside Lane within boundaries of Tract No. 16184 located in the City of Fontana and reserving an easement for public utility purposes and emergency vehicle ingress and egress.

- (3) Upon recordation of **Resolution No. 2005-167**, for street vacation, adopting **Resolution No. 2005-168**, approving and authorizing the City Manager to execute Quit Claim Deeds to convey to Shea Homes, LP the vacated street frontages of all City owned lettered lots for Tract Map No. 16184 in the Hunter’s Ridge Specific Plan, reserving a public utility and emergency vehicle ingress and egress easement.

- G. (1) Finding that the project is exempt from further environmental review to Section 3.07 of the Local Guidelines for Implementing the California Environmental Quality Act (2005), with no possibility of significant effects upon the environment, and directing staff to file a Notice of Exemption. ADPT RES 05-169  
VACATE ROW  
HUNTER’S RDG

- (2) Adopting **Resolution No. 2005-169**, declaring its intention to vacate a portion of a public right-of-way known as a portion of Foxborough Drive at the entrance of Phase III of the Hunter’s Ridge Specific Plan and reserving an easement for public utility purposes and to administratively set the hearing date, time and place and to publish and post required notices.

- H. (1) Authorizing the City Manager to execute a reimbursement agreement with Inland Empire Utility Agency (IEUA) for the design and construction of the San Bernardino Avenue pump station and force main. IEUA REIMB  
AGREEMENT

- (2) Authorizing a fund transfer from the Undesignated Sewer Fund (703) Balance to the Sewer Capital Fund (702) and approving an appropriation of \$600,000 to 4021702.6660.

- I. (1) Approving the renewal of a contractual services agreement with the Oldtimer’s Foundation, Inc., for the continued provision of senior citizen and disabled persons home repair services. OLDTIMER’S  
FDN. AGREE

- (2) Authorizing the City Manager to enter into a contractual services agreement, renewable on an annual basis.

- (3) Authorizing the Business Services Manager to issue a purchase order in the amount not to exceed \$50,000.

- J. Approving, authorizing and directing the City Manager to execute a contract between the City of Fontana and Vizion’s West in the VIZION’S WEST  
AGREEMENT

**CITY COUNCIL MINUTES**

**OCTOBER 18, 2005**

amount of \$53,310.00 plus a 10% contingency of \$5,331 for DEMOLITION  
the demolition of the City owned building and surrounding parking 8437 SIERRA  
lot at 8437 Sierra Avenue.

- K. CONTRACT REGARDING NORTH FONTANA AUTO CENTER PULLED  
COMMUNITY MESSAGE BOARD WAS PULLED FROM THE  
AGENDA.

Motion carried unanimously.

Public hearing was opened regarding Use of Public Funds for the  
Benefit of the North Fontana Redevelopment Project.  
No written communications were received.  
Staff presentation was given by Redevelopment/Special Projects  
Director Ray Bragg.  
No one spoke in favor. Speaking in opposition was Tony Orlich. The  
hearing was closed.

PH-A ADPT RES  
05-170 USE OF  
FUNDS NORTH  
FONTANA RDA

**ACTION:** Motion was made by Council Member Warren, seconded  
by Council Member Scialdone adopting **Resolution No. 2005-170**,  
approving the Redevelopment Agency’s use of tax increment funds  
for certain work pursuant to Health and Safety Code Section 33445  
and making certain findings with regard thereto. Motion carried  
unanimously.

Staff report regarding the Fiscal Year 2005/2006 First Quarter Budget  
Status Report was given by Deputy City Treasurer Lisa Strong.

NB-A ADPT RES  
05-171 05/06  
1<sup>ST</sup> QTR BUDGET

**ACTION:** Motion was made by Council Member Scialdone, seconded  
by Council Member Rutherford, (1) approving the recommended First  
Quarter budget changes listed in the First Quarter Budget Status Report  
For Fiscal Year 2005/2006; and (2) adopting **Resolution No. 2005-171**,  
establishing the revised job specifications for Project Coordinator,  
Community Services Manager, Community Services Coordinator II  
and Community Service Coordinator II. Motion carried unanimously.

The following Elected Official Communications were received:

E O C

Mayor Nuaimi narrated the results of the water rate survey proceeding  
the Consent Calendar. No action was taken.

WATER RATE  
SURVEY

Mayor Nuaimi left the meeting at 8:13 p.m., returning at 8:14 p.m.

Council Member Rutherford spoke of the Village of Heritage meeting  
regarding the Community Facilities District budget.

MEETING

Council Member Rutherford commended Redevelopment/Special  
Projects Director Ray Bragg for completing the 100 mile MS Bike

BIKE RIDE

**CITY COUNCIL MINUTES**

**OCTOBER 18, 2005**

Ride from Huntington Beach to San Diego. Council Member Rutherford stated she completed 51 miles.

Council Member Roberts noted the groundbreaking of Almeria Park is scheduled for October 21<sup>st</sup> at 9:00 p.m. ALMERIA PARK

Council Member Roberts asked for prayers and concern for Grover and Marina Taylor, as well as Bill Martin, who are all in the hospital. PRAYERS

Council Member Scialdone noted he attended the NAACP Awards Banquet last Sunday. NAACP AWARDS

Council Member Scialdone stated the Woman’s Club is presenting a skit on Thursday at 1:30 p.m. regarding the early years of the Fontana Woman’s Club. WOMAN’S CLUB

Council Member Warren asked that a photo be taken of the Mayor and Council Members who attended tonight’s meeting in sweat suits to promote Healthy Fontana. This will be on the Healthy Fontana website. PHOTO

Council Member Warren thanked the McKay Mortuary for their earthquake preparedness workshop tonight. THANKS

Council Member Warren asked for prayers for Desiree Tulli, who needs blood donations. PRAYERS

Mayor Nuaimi congratulated Redwood Elementary School for the increase in their performance. He noted this was accomplished with good work ethics and parental involvement at the school. CONGRATS

Mayor Nuaimi reviewed the crime statistics that were in today’s Press Enterprise newspaper. STATISTICS

Mayor Nuaimi urged the residents to complete the water rate survey, noting they can find it on the City of Fontana’s website. SURVEY

At 8:31 p.m. the meeting adjourned by consensus, to the next workshop meeting on Tuesday, November 15, 2005 in the City Hall Executive Conference Room at 5:00 p.m. and then to the regular meeting 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

**CITY COUNCIL MINUTES**

**OCTOBER 18, 2005**

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 15<sup>th</sup>  
DAY OF NOVEMBER, 2005.

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Beatrice Watson  
City Clerk