

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR MEETING  
JULY 25, 2006**

A workshop of the City of Fontana City Council was held on Tuesday, July 25, 2006 in the City of Fontana Executive Conference Room. Mayor Nuaimi called the meeting to order at 5:17 p.m.

**ROLL CALL:** Present: Mayor Nuaimi, Council Members Roberts, Rutherford, and Scialdone. Council Member Warren arrived at 5:40 p.m. ROLL CALL

Absent: None.

A presentation was given by the Community Services Department regarding their Summer Program series was given by Community Services Director Ken Herron.

The agenda was reviewed, followed by City Manager comments, by Deputy City Manager Debbie Brazill. The meeting adjourned to a Closed Session at 5:40 p.m.

A Regular Meeting of the City of Fontana City Council was held on Tuesday, July 25, 2006 in the City of Fontana Council Chambers, 8353 Sierra Avenue, Fontana, CA. Mayor Nuaimi called the meeting to order at 7:07 p.m.

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

Absent: None.

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

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

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 A-05-08-021. **Not discussed**

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT  
TO GOVERNMENT CODE SECTION 54956.8

Property: APN 0235-211-004, 0235-211-05 (Wiener Property on  
Catawba Avenue)

Negotiating Parties: Kenneth Hunt, City Manager and Ray Bragg,  
Redevelopment.

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

Under Negotiation: Price and Terms

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

Name of Parties: City of Fontana vs Chou et al

Case Number: 115928

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

Number of Cases: One

There was no reportable action. The first item was not discussed. Council Member Rutherford did not participate in the second Closed Session item because of a possible conflict of interest.

The following Special Presentations were made: S P

Mayor and Council recognized Planning Commissioner Larry Meyers for having been awarded the “Rohan Award”.

Fontana Unified School District recognized City Clerk Bea Watson for her dedication and service to the Fontana Community. This was presented by Board President Gus Hawthorne and Cali Olsen Binks.

Mayor and Council recognized August 1, 2006 as “National Night Out Against Crime”, received by Police Chief Larry Clark.

The following Public Communication was received: P C

Tony Orlich spoke of PBS broadcasting. PBS

Staff presentations were given regarding Consent Calendar Items “C, L, and NNN”. C C

Tony Orlich, Randall Avenue, spoke in opposition to Consent Calendar Items regarding Community Facility Districts.

Council Members will be abstaining on the Consent Calendar Items as follows because they live in that CFD area:

- Mayor Nuaimi – Consent Calendar Item “S”;
- Council Member Scialdone – Consent Calendar Item “ZZ”;
- Council Members Rutherford and Warren – Consent Calendar Items “CC” and “R”.

**ACTON:** Motion was made by Council Member Roberts, seconded by Council Member Scialdone, approving Consent Calendar Items

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

“A-PPP” as follows:

- A. Approving the minutes of July 11, 2006 Regular Meeting. MINUTES
  
- B. (1) Adopting **Ordinance No. 1511**, amending Section 21-120 of Article V, Chapter 21 amending Section 21-123, Article V, Chapter 21 of the Fontana Municipal Code relating to Development Impact Fees, that the reading of the title constitutes the second reading thereof. ADPT ORD 1511  
DEV. IMPACT FEE
  
- (2) Adopting **Ordinance No. 1513**, approving Zone Change No. 05-004 (APNS 0225-041-14 and -15), to change the zoning on approximately 9 acres of property designated as Community Commercial (C-1) to General Commercial (C-2) to be consistent with the proposed General Plan designation of General Commercial (C-G). ADPT ORD 1513  
ZC 05-004
  
- (3) Adopting **Ordinance No. 1514**, amending Section 3-164 of the Fontana Municipal Code pertaining to Temporary Off-Site Real Estate Directional Signs. ADPT ORD 1514  
TEMP R.E.SIGNS
  
- C. Accepting bid in the amount of \$9,971.000 and authorizing the City Manager to enter into a contract with O.K. Earl Corporation DBA Earl Corporation for the construction of the Development Services Building and authorizing a 10% contingency in the amount of \$997,100. ACCPT BID  
O.K.EARL CORP
  
- D. Authorizing the City Manager to execute a construction contract with Sully-Miller Contracting Company for the construction of the Baseline Avenue Street Improvement Project from Mango Avenue to 400 feet east in the amount of \$380,000.00 and authorizing a 10% contingency in the amount of \$38,000.00. SULLY-MILLER  
CONTRACT
  
- E. (1) Accepting as complete the Subdivision Improvements in Tract No. located south of Baseline Avenue between Lime Avenue and Sultana Avenue within Rancho Fontana Specific Plan. ADPT RES 06-138  
TR 15964,  
15964-1
  
- (2) Adopting **Resolution No. 2006-138**, accepting sewers in Tract No. 15964 & 15964-1 as part of the City sewer system.
  
- F (1) Accepting as complete the Subdivision Improvements in Tract No. 16210 located south of South Highland Avenue and east of Hemlock Avenue. ADPT RES 06-139  
TR 16210
  
- (2) Adopting **Resolution No. 2006-139**, accepting sewers in Tract No. 16210 as part of the City sewer system.

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

- G. (1) Accepting as complete the Subdivision Improvements in Tract No. ADPT RES 06-140  
16379 located north of Miller Avenue and west of Almeria Avenue. TR 16379
- (2) Adopting **Resolution No. 2006-140**, accepting sewers in Tract No.  
16379 as part of the City sewer system.
- H. Accepting final map for Track No. 16458 located south of Miller ACCPT TR 16458  
Avenue and east of Hemlock Avenue; accepting as public all  
dedicated streets and easements; and authorizing the City Manager  
to enter into a Subdivision Agreement with the subdivider.
- I. Accepting final map for Tract No. 17410 located at Hibiscus Street ACCPT TR 17410  
between Catawba Avenue and Citrus Avenue, accepting as public  
all dedicated streets and easements; and authorizing the City  
Manager to enter into a Subdivision Agreement with the subdivider.
- J. Accepting cash donations in the amount of \$4,750 to offset the DONATION  
cost of the ground breaking ceremony of Fontana Park and Jessie  
Turner Health and Fitness Center.
- K. Reviewing, providing input and approving the Ralph M. Lewis SPORT COMPLEX  
Sports Complex facility use rules and procedures. RULES & PROC
- L. (1) Authorizing the City Manager to execute a construction contract POWELL CONST  
with Powell Constructors for the construction of Pacific Electric CONTRACT  
Inland Empire Trail Segment 5a. Baseline Avenue to Cherry Avenue  
(Bid No. SB-11-RA-06) in the amount of \$1,099,400 and  
authorizing a 10% contingency in the amount of \$109,940.
- (2) Appropriating \$100,000 from AQMD Fund 241.
- M. (1) Authorizing the City Manager to enter into cooperative CO. S.B. COOP  
agreements with the County of San Bernardino to construct AGREEMENT  
concrete improvements in various locations.
- (2) Authorizing reimbursement by the County of San Bernardino  
in the amount not to exceed \$500,000.
- (3) Authorizing the Director of Public Works to administratively  
approve and implement short term street closures and detours  
during construction.
- N. Approving the addition of a Secretary to the Redevelopment ADD RDA SEC'Y  
Department Table of Organization.
- O. (1) Approving a Contractual Services Agreement between the APRV FUSD/CITY  
Fontana Unified School District and the City of Fontana to provide AGREEMENT  
one Police Lieutenant to serve as Acting Chief of Police for the POLICE

## Fontana Unified School District School Police.

- (2) Authorizing the City Manager or his designee to execute and sign the Contract Services Agreement, all related documents, and any amendments for the term of the contract.
- (3) Approving one new Police Lieutenant position to be added to the Police Department's Table of Organization; and, authorizing Human Resources to issue a Position Control Number and fill the position.
- P. Adopting **Resolution No. 2006-141**, authorizing the levy of a special tax in Community Facilities District No. 51M (southwest corner of Walnut Avenue and Citrus Avenue) for Fiscal Year 2006-2007. ADPT RES 06-0141  
CFD 51M
- Q. Adopting **Resolution No. 2006-142**, authorizing the levy of a special tax in Community Facilities District No. 1 (Southridge) for Fiscal Year 2006-2007. ADPT RES 06-142  
CFD 1
- R. Adopting **Resolution No. 2006-143**, authorizing the levy of a special tax in Community Facilities District No. 2 (Village of Heritage) for Fiscal Year 2006-2007. ADPT RES 06-143  
CFD 2
- S. Adopting **Resolution No. 2006-144**, authorizing the levy of a special tax in Community Facilities District No. 3 (Hunter's Ridge) for Fiscal Year 2006-2007. ADPT RES 06-144  
CFD 3
- T. Adopting **Resolution No. 2006-145**, authorizing the levy of a special tax in Community Facilities District No. 4 (A portion of Walnut Village) for Fiscal Year 2006-2007. ADPT RES 06-145  
CFD 4
- U. Adopting **Resolution No. 2006-146**, authorizing the levy of a special tax in Community Facilities District No. 6 (The Landings) for Fiscal Year 2006-2007. ADPT RES 06-146  
CFD 6
- V. Adopting **Resolution No. 2006-147**, authorizing the levy of a special tax in Community Facilities District No. 6-1 (Stratham) for Fiscal Year 2006-2007. ADPT RES 06-147  
CFD 6-1
- W. Adopting **Resolution No. 2006-148**, authorizing the levy of a special tax in Community Facilities District No. 6-2 (North Morningside) for Fiscal Year 2006-2007. ADPT RES 06-148  
CFD 6-2
- X. Adopting **Resolution No. 2006-149**, authorizing the levy of a special tax in Community Facilities District No. 6-3a (Bellgrove II) for Fiscal Year 2006-2007. ADPT RES 06-149  
CFD 6-3a

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

- Y. Adopting **Resolution No. 2006-150**, authorizing the levy of a special tax in Community Facilities District No. 7 (Country Club Estates) for Fiscal Year 2006-2007. ADPT RES 06-150  
CFD 7
- Z. Adopting **Resolution No. 2006-151**, authorizing the levy of a special tax in Community Facilities District No. 8M (Presley) for Fiscal Year 2006-2007. ADPT RES 06-151  
CFD 8M
- AA. Adopting **Resolution No. 2006-152**, authorizing the levy of a special tax in Community Facilities District No. 9M (Morningside) for Fiscal Year 2006-2007. ADPT RES 06-152  
CFD 9M
- BB. Adopting **Resolution No. 2006-153**, authorizing the levy of a special tax in Community Facilities District No. 10M (Jurupa Industrial Park) for Fiscal Year 2006-2007. ADPT RES 06-153  
CFD 10M
- CC. Adopting **Resolution No. 2006-154**, authorizing the levy of a special tax in Community Facilities District No. 11 (Heritage West End) for Fiscal Year 2006-2007. ADPT RES 06-154  
CFD 11
- DD. Adopting **Resolution No. 2006-155**, authorizing the levy of a special tax in Community Facilities District No. 12 (Sierra Lakes) for Fiscal Year 2006-2007. ADPT RES 06-155  
CFD 12
- EE. Adopting **Resolution No. 2006-156**, authorizing the levy of a special tax in Community Facilities District No. 13M (Summit Heights) for Fiscal Year 2006-2007. ADPT RES 06-156  
CFD 13M
- FF. Adopting **Resolution No. 2006-157**, authorizing the levy of a special tax in Community Facilities District No. 14M (Sycamore Hills) for Fiscal Year 2006-2007. ADPT RES 06-157  
CFD 14M
- GG. Adopting **Resolution No. 2006-158**, authorizing the levy of a special tax in Community Facilities District No. 15M (Silver Ridge) for Fiscal Year 2006-2007. ADPT RES 06-158  
CFD 15M
- HH. Adopting **Resolution No. 2006-159**, authorizing the levy of a special tax in Community Facilities District No. 16M (Ventana Pointe) for Fiscal Year 2006-2007. ADPT RES 06-159  
CFD 16M
- II. Adopting **Resolution No. 2006-160**, authorizing the levy of a special tax in Community Facilities District No. 18M (Badiola Homes) for Fiscal Year 2006-2007. ADPT RES 06-160  
CFD 18M
- JJ. Adopting **Resolution No. 2006-161**, authorizing the levy of a special tax in Community Facilities District No. 20M (STG Cottages) for Fiscal Year 2006-2007. ADPT RES 06-161  
CFD 20M

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

- KK. Adopting **Resolution No. 2006-162**, authorizing the levy of a special tax in Community Facilities District No. 21M (Garden Village) for Fiscal Year 2006-2007. ADPT RES 06-162  
CFD 21M
  
- LL. Adopting **Resolution No. 2006-163**, authorizing the levy of a special tax in Community Facilities District No. 22 (Sierra Hills South) for Fiscal Year 2006-2007. ADPT RES 06-163  
CFD 22
  
- MM. Adopting **Resolution No. 2006-164**, authorizing the levy of a special tax in Community Facilities District No. 23M for Fiscal Year 2006-2007. ADPT RES 06-164  
CFD 23M
  
- NN. Adopting **Resolution No. 2006-165**, authorizing the levy of a special tax in Community Facilities District No. 24M (south of Baseline between Village Parkway and Beech) for Fiscal Year 2006-2007. ADPT RES 06-165  
CFD 24M
  
- OO. Adopting **Resolution No. 2006-166**, authorizing the levy of a special tax in Community Facilities District No. 25M (north of Walnut between Village Parkway and Beech) for Fiscal Year 2006-2007. ADPT RES 06-166  
CFD 25M
  
- PP. Adopting **Resolution No. 2006-167**, authorizing the levy of a special tax in Community Facilities District No. 27M (north of Walnut between Citrus and Oleander) for Fiscal Year 2006-2007. ADPT RES 06-167  
CFD 27M
  
- QQ. Adopting **Resolution No. 2006-168**, authorizing the levy of a special tax in Community Facilities District No. 28M (southeast corner of Baseline and Sultana and northwest corner of Miller and Almeria) for Fiscal Year 2006-2007. ADPT RES 06-168  
CFD 28M
  
- RR. Adopting **Resolution No. 2006-169**, authorizing the levy of a special tax in Community Facilities District No. 29M (south of Miller between Sultana and Lime) for Fiscal Year 2006-2007. ADPT RES 06-169  
CFD 29M
  
- SS. Adopting **Resolution No. 2006-170**, authorizing the levy of a special tax in Community Facilities District No. 30M (south of Summit between Lytle Creek and Catawba) for Fiscal Year 2006-2007. ADPT RES 06-170  
CFD 30M
  
- TT. Adopting **Resolution No. 2006-171**, authorizing the levy of a special tax in Community Facilities District No. 31 (Citrus Heights North) for Fiscal Year 2006-2007. ADPT 06-171  
CFD 31
  
- UU. Waiving further reading of and introducing **Ordinance No. 1515**, authorizing the levy of a special tax within Community Facilities District No. 32M (northern section of the Hunter's Ridge INTRO ORD 1515  
CFD 32M

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

development), that the reading of the title constitutes the first reading thereof.

- VV. Adopting **Resolution No. 2006-172**, authorizing the levy of a special tax in Community Facilities District No. 33M (south of the I-10 Freeway, east of Sierra Avenue and north of Jurupa Avenue) for Fiscal Year 2006-2007. ADPT RES 06-172  
CFD 33M
- WW. Adopting **Resolution No. 2006-173**, authorizing the levy of a special tax in Community Facilities District No. 34M. (south of Slover Avenue, east of Sierra Avenue, west of Tamarind Avenue and north of Jurupa Avenue) for Fiscal Year 2006-2007. ADPT RES 06-173  
CFD 34M
- XX. Adopting **Resolution No. 2006-174**, authorizing the levy of a special tax in Community Facilities District No. 35M (north of Beech Avenue and northwest of I-15) for Fiscal Year 2006-2007. ADPT RES 06-174  
CFD 35M
- YY. Adopting **Resolution No. 2006-175**, authorizing the levy of a special tax in Community Facilities District No. 36M (north of Baseline, east of Beech Avenue, south of Walnut Avenue, and west of Citrus Avenue) for Fiscal Year 2006-2007. ADPT RES 06-175  
CFD 36M
- ZZ. Adopting **Resolution No. 2006-176**, authorizing the levy of a special tax in Community Facilities District No. 37 (Montelago) for Fiscal Year 2006-2007. ADPT RES 06-176  
CFD 37
- AAA. Adopting **Resolution No. 2006-177**, authorizing the levy of a special tax in Community Facilities District No. 38M (east of Cypress Avenue, south of Walnut Avenue, west of Juniper and north of Baseline) for Fiscal Year 2006-2007. ADPT RES 06-177  
CFD 38M
- BBB. Adopting **Resolution No. 2006-178**, authorizing the levy of a special tax in Community Facilities District No. 39M (south of Merrill Avenue between Catawba Avenue and Citrus Avenue) for Fiscal Year 2006-2007. ADPT RES 06-178  
CFD 39M
- CCC. Waiving further reading of and introducing **Ordinance No. 1516**, authorizing the levy of a special tax within Community Facilities District No. 40M (southeast corner of Merrill Avenue and Catawba Avenue), that the reading of the title constitutes the first reading thereof. INTRO ORD 1516  
CFD 40M
- DDD. Adopting **Resolution No. 2006-179**, authorizing the levy of a special tax in Community Facilities District No. 41M (south of Miller Avenue, east of Beech Avenue, west of Sultana Avenue, and north of Foothill) for Fiscal Year 2006-2007. ADPT RES 06-179  
CFD 41M

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

- EEE. Waiving further reading of and introducing **Ordinance No. 1517**, authorizing the levy of a special tax within Community Facilities District No. 42M (south of Jurupa Avenue and south and east of Cypress Avenue), that the reading of the title constitutes the first reading thereof. INTRO ORD 1517  
CFD 42M
- FFF. Waiving further reading of and introducing **Ordinance No. 1518**, authorizing the levy of a special tax within Community Facilities District No. 44M (south of Miller Avenue, east of Locust Avenue and west of Maple Avenue), that the reading of the title constitutes the first reading thereof. INTRO ORD 1518  
CFD 44M
- GGG. Waiving further reading of and introducing **Ordinance No. 1519**, authorizing the levy of a special tax within Community Facilities District No. 45M (northwest corner of Summit Avenue and Cypress Avenue), that the reading of the title constitutes the first reading thereof. INTRO ORD 1519  
CFD 45M
- HHH. Waiving further reading of and introducing **Ordinance No. 1520**, authorizing the levy of a special tax within Community Facilities District No. 46M (north of Mill Avenue, east of Beech Avenue, west of Sultana Avenue, and south of Baseline), that the reading of the title constitutes the first reading thereof. INTRO ORD 1520  
CFD 46M
- III. Waiving further reading of and introducing **Ordinance No. 1521**, authorizing the levy of a special tax within Community Facilities District No. 47M (southwest corner of Baseline and Maple Avenue), that the reading of the title constitutes the first reading thereof. INTRO ORD 1521  
CFD 47M
- JJJ. Adopting **Resolution No. 2006-180**, authorizing the levy of a special tax in Community Facilities District No. 48M (southeast corner of Baseline and Locust Avenue) for Fiscal Year 2006-2007. ADPT RES 06-180  
CFD 48M
- KKK. Adopting **Resolution No. 2006-181**, authorizing the levy of a special tax in Community Facilities District No. 49M (southeast corner of Baseline and Locust Avenue) for Fiscal Year 2006-2007. ADPT RES 06-181  
CFD 49M
- LLL (1) Adopting **Resolution No. 2006-182**, declaring intention to annex territory to Community Facilities District No. 50M of the City of Fontana and adopting a map of the area proposed to be annexed thereto (Annexation No. 1, located north of Randall Avenue west of Citrus Avenue, east of Catawba Avenue and south of Merrill.) ADPT RES 06-182  
CFD 50M
- (2) Setting the public hearing for September 12, 2006, for the formation of the district and calling the special election for September 12, 2006.

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

MMM. (1) Adopting **Resolution No. 2006-183.** of the City Council of the City of Fontana determining the sufficiency of the petition requesting formation of proposed Community Facilities District No. 55M. ADPT RES 06-183 & 184 CFD 55M

(2) Adopting **Resolution No. 2006-184,** of intention of the City Council of the City of Fontana with respect to establishment of proposed Community Facilities District No. 55M of the City of Fontana.

(3) Setting the public hearing for September 12, 2006, for the formation of the District and calling the special election for September 12, 2006.

NNN. (1) Approving and authorizing the City Manager to execute the Engineering Services Agreement with Parsons Transportation Group for the amount of \$1,867,467.00 for the preparation of plans, specifications and estimates for the I-10 Freeway/Cypress Avenue Overcrossing Project. PARSONS TRANS AGREEMENT I-10/CYPRESS

(2) Approving an increase in estimated revenues and increasing appropriations in the amount of \$1,493,973.60 in Grant Fund #301, and approving an appropriation of \$373,493.40 in the Circulation Mitigation Fund #630.

OOO. Waiving further reading of and introducing **Ordinance No. 1522,** amending Section 145 of Article V of Chapter 10 of the Fontana Municipal Code relating to purchasing and that the reading of the title constitutes the first reading thereof. INTRO ORD 1522 CODE CH.10

PPP. Adopting **Resolution No. 2006-185,** authorizing the levy of a special tax within Community Facilities District No. 50M for Fiscal Year 2006-2007. ADPT RES 06-185 CFD 50M

Motion carried unanimously, with Mayor Nuaimi abstaining on Item "S"; Council Member Scialdone on Item "ZZ"; and Council Members Rutherford and Warren on Items "CC" and "R".

**ACTION:** Motion was made by Council Member Roberts, seconded by Council Member Warren, to add the following Public Hearing to the agenda as an urgency item because action must to be taken before August 1, 2006. Motion carried unanimously. ADPT URGENCY ORD 1523 PHONE USERS TAX

Public hearing was opened regarding Telephone Users Tax. No written communication was received. Staff presentation was given by Business Services Manager Jeff McPherson. No one spoke in favor or opposition. The hearing was closed.

**ACTION:** Motion was made by Council Member Warren, seconded by Council Member Roberts, adopting **Ordinance No. 1523**, an urgency ordinance of the City Council of the City of Fontana amending the City of Fontana Municipal Code, Chapter 10, Article X, by amending Section 10-343 regarding the Telephone Users Tax. Motion carried by a vote of 4-1, Council Member Rutherford voting against.

Public hearing was opened regarding Tax Increment Funds  
No written communication was received.  
Staff presentation was given by Redevelopment/Special Projects Manager Ray Bragg.  
No one spoke in favor. Speaking in opposition was Tony Orlich. The hearing was closed.

PH-A ADPT RES  
06-186 TAX INCRE  
FUNDS

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Scialdone, adopting **Resolution No. 2006-186**, 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.

Public hearing was opened regarding Development Agreement for Home Depot.  
Written communication was received from residents of Presley Estates.  
Staff presentation was given by Planning Manager Don Williams and Planner Orlando Hernandez.  
Speaking for the Home Depot was Michael Napolitano, 1920 Main St. Irvine, CA.  
No one spoke in favor. Speaking in opposition were Dale Pecker, 10890 Nuevo Drive; Diane Flores, 16890 Santa Ana; Rose Holliday, 11020 Juniper; Faye Williams, 16860 Manila Court; Chuck Williams 16860 Manila Court Sergio Santana, 10845 Bennett; Tony Orlich, Randall Avenue; Jim Dunn, 10870 Bennett Drive; Jeanne Courville, 16770 Bennett Drive; Anna M. Soto, 10790 Bennett; Zeff Valdovinos, 10810 Nuevo Drive, Paul Fernandez, 16895 Manila Court; Chuck Pagano, 10870 Nuevo; Grace Arellano, 16885 Manila; Sue Kendall, Manila; Diane Fernandez, 16895 Manila Ct.; and Valerie Thompson.

PH-B CON'T HOME  
DEPOT DEV.  
AGREE TO 8/22/06

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Roberts, to continue this item to the August 22, 2006 City Council meeting. Motion carried unanimously.

Public Hearing was opened regarding Landscape Maintenance Districts and Local Lighting Maintenance Districts Assessments.  
No written communications were received.  
Staff presentation was given by Senior Accountant Jeff Moriarty.  
No one spoke in favor or opposition. The hearing was closed.

PH-C ADPT RES  
06-187 LMD 1

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

**ACTION:** Motion was made by Council Member Scialdone, seconded by Council Member Roberts, adopting **Resolution No. 2006-187**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 1 (“LMD #1” throughout the City) for Fiscal Year 2006-2007. Motion carried by a vote of 4-0-1, Council Member Scialdone abstaining.

**ACTION:** Motion was made by Council Member Scialdone, seconded by Council Member Roberts, adopting **Resolution No. 2006-188**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 2 (“LMD #2” Village of Heritage) for Fiscal Year 2006-2007. Motion carried by a vote of 3-0-2, Council Members Rutherford and Warren abstaining.

ADPT RES 06-188  
LMD 2

**ACTION:** Motion was made by Council Member Scialdone, seconded by Council Member Warren, adopting **Resolution No. 2006-189**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 3 (“LMD #3” Hunter’s Ridge) for Fiscal Year 2006-2007, and adopting **Resolution No. 2006-191**, confirming a diagram and assessment, and levying the assessment for Local Lighting Maintenance District No. 3 (“LLMD #3” Hunter’s Ridge) for Fiscal Year 2006-2007. Motion carried by a vote of 4-0-1, Mayor Nuaimi abstaining.

ADPT RES 06-189  
06-191 LMD 3 &  
LLMD 3

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Warren, adopting **Resolution No. 2006-190**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance No. 3-1 (“LMD #3-1” Empire Center) for Fiscal Year 2006-2007. Motion carried unanimously.

ADPT RES 06-190  
LMD 3-1

The following Elected Official Communications were received:

E O C

Mayor and Council Members wished Council Member Warren a Happy 50<sup>th</sup> birthday.

BIRTHDAY

Council Member Warren thanked the Rialto City staff for their birthday wishes.

THANKS

Council Member Warren noted the Fontana Woman’s Club Ice Cream Social on August 13<sup>th</sup>.

WOMAN’S CLUB  
SOCIAL

Council Member Warren thanked her kids for their birthday wishes.

THANKS

Council Member Scialdone noted the partnership with the County to get sidewalks near schools.

SIDEWALKS

Council Member Scialdone noted the cooperation with FUSD for Police Lt. Hostetler for his appointment as School Police Chief.

SCHOOL POLICE

**CITY COUNCIL MINUTES**

**JULY 25, 2006**

Mayor Nuaimi gave an update on the annexation status.

ANNEXATION

Mayor Nuaimi and Council Member Scialdone spoke of the grand opening of the Sports Complex and Wall of Fame.

SPORTS  
COMPLEX

Mayor Nuaimi encouraged residents to focus on the water rate issue, giving an update.

WATER RATE

The City Council meeting adjourned by consensus, at 10:06 p.m. to a workshop meeting on August 8, 2006 in the Executive Conference Room at 5:00 p.m., to a Closed Session at 6:00 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

---

Orvene Steenbock  
City Clerk Assistant

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 8<sup>th</sup> DAY OF AUGUST, 2006.

---

Beatrice Watson  
City Clerk