



**CITY COUNCIL MINUTES**

**APRIL 24, 2007**

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957

Property: APN 0240-052-51; 0240-052-52 (Bahamonde)

Negotiating Parties: Debbie Brazill, Deputy City Manager

Under Negotiation: Price and Terms

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

There was no reportable action.

Mayor Nuaimi arrived at 7:12 p.m.

The following Special Presentations were made: SP

- A. Mayor and Council recognized Sergeant Tom Yarrington as the March "Employee of the Month", presented by Police Chief Larry Clark.
- B. Recognition of Bill Neeper for his 39 years of service to the City of Fontana, was continued to the next meeting.

The following Public Communications were made: PC

Xiclaly Magdaleno, 17081 Fern St. spoke of "Beyond the Point", the project of a Sophomore class at A. B. Miller High School.

Dan Rodriguez, Telacu – Los Angeles spoke of Urban Strategies.

Pastor James Flowers, 2727 Garfield Avenue, Ontario. and Elena Moreno, 7790 Big Rock Drive, spoke of the Inland Empire Marriage Coalition.

David Pulido, spoke of Chamber of Commerce events and progress.

Tony Orlich, spoke of the media.

Staff presentation was given on Consent Calendar Item "J". C C

**ACTION:** Motion was made by Council Member Roberts, seconded by Council Member Warren to approving Consent Calendar Items "A-L" as follows:

- A. Approve the minutes of April 10, 2007 Regular City Council Meeting. MINUTES
- B. Adopting **Ordinance No. 1548**, amending the City of Fontana Municipal Code, Chapter 17, Article II, Division 1, by adding section 17-38 regarding enforcement of Vehicle and Municipal Code Sections related to traffic on private streets not open for public use. ADPTORD 1548  
CODE AMEND  
CH. 17
- C. Accepting the 2006 Police Department Annual Report. POLICEANNUAL  
REPORT

- |  |   |
|--|---|
| D. (1) Awarding bid to Epic Productions, LLC of Tucson, Arizona to provide police recruitment and marketing services for a fee not to exceed \$49,750.   | AWARD BID<br>EPIC PROD.                         |
| (2) Authorizing the City Manager or his designee to enter into a contractual agreement with Epic Productions, LLC to provide the marketing services.   |   |
| E. Accepting a donation 60 ‘Trauma Teddy’s’ from the Assistance League of the Foothill Communities.  | DONATION  |
| F. Finding that the project has been reviewed pursuant to the Local Guidelines for implementing the California Environmental Quality Act (CEQA) 2006: adopt a Mitigated Negative Declaration Certification for the Valley Boulevard, Poplar Avenue and Catawba Avenue street improvement project; and directing staff to file a Notice of Determination.               | CEQA STREET<br>IMPR. PROJECT                    |
| G. Adopting <b>Resolution No. 2007-42</b> , rescinding Resolution No. 2006-96, dedicating a source of revenue for repayment of any and all State Revolving Fund Loans and approving a resolution dedicating a source of revenue for repayment of any and all State Revolving Fund Loans with revised language as requested by the State Water Resources Control Board. | ADPTRES07-42<br>RESCIND<br>RES 06-96<br>REVENUE |
| H. (1) Adopting <b>Resolution No. 2007-43</b> declaring intention to annex territory to Community Facilities District No. 28M of the City of Fontana and adopting a map of the area proposed to be annexed thereto (Annexation No. 2) located at the southwest corner of Hemlock and South Hemlock.  | ADPTRES07-43<br>CFD 28M                         |
| (2) Setting the public hearing for June 12, 2007, for the formation of the District and call the special election for June 12, 2007.   |   |
| I. Adopting <b>Resolution No. 2007-44</b> , requesting Caltrans to revise the Interstate 10 Freeway Agreement to reflect the construction of a new overcrossing structure at Cypress Avenue and Interstate 10.   | ADPTRES07-44<br>CALTRANS                        |
| J. Accepting staff report on property tax transfer action, as determined by the San Bernardino County Auditor/Controller – Recorder, in response to the City’s alternative proposal to the County’s Fire Reorganization Plan.  | FIRE REORG.<br>REPORT                           |
| K. Adopting <b>Resolution No. 2007-45</b> in support of the FY08 federal funding request of the cities of Rialto, Colton, Fontana and San Bernardino related to water quality and supply issues.   | ADPTRES07-45<br>WATER REQ.                      |
| L. (1) Authorizing the City Manager to enter into a contract with Spinitar Incorporated in accordance with General Services Administration Contract #GS-03F-0001P to provide and install audiovisual equipment for the Jessie Turner Health and Wellness Center in an amount not to exceed \$500,000.  | SPINITAR INC                                    |

Motion carried unanimously.

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**APRIL 24, 2007**

Public hearing was opened regarding Inland Empire Utilities Agency Sewerage Facilities Expansion Fees Increase.

PH-A ADPT RES  
07-46 SEWER  
CONNECTION  
FEE

No written communication was received.

Staff presentation was given by Public Works Manager Dan Chadwick.

No one spoke in favor or opposition. The hearing was closed.

**ACTION:** Motion was made by Council Member Warren, seconded by Council Member Scialdone, adopting **Resolution No. 2007-46**, increasing the connection fee for expansion of the regional sewerage system in accordance with yearly increases imposed by the Inland Empire Utilities Agency for Fiscal Year 2007/08 and Fiscal Year 2008/09. Motion carried unanimously.

Public hearing was opened regarding Abandoning and Terminating Proceedings to Annex Territory in Community Facilities District No. 36M (Annexation No. 2)

PH-B ADPT RES  
07-47 ABANDON  
CFD 36M ANNEX

No written communication was received.

Staff presentation was given by Senior Accountant Jeff Moriarty and Finance Manager Mel Drown.

No one spoke in favor or opposition. The hearing was closed.

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Scialdone, adopting **Resolution No. 2007-47**, abandoning and terminating proceedings to annex territory to Community Facilities District No. 36M (Annexation No. 2). Motion carried unanimously.

Staff presentation was given by Senior Accountant Jeff Moriarty and Finance Manager Mel Drown regarding Landscape Maintenance District No. 2 (VOH).

NB-A ADPT RES  
07-48 VOH  
ASSESS.BALLOT

**ACTION:** Motion was made by Council Member Warren, seconded by Council Member Rutherford, adopting **Resolution No. 2007-48**, declaring the results of the assessment ballot proceeding to add an assessment range formula to the method and spread for Landscape Maintenance District No. 2 (Village of Heritage) and approving certain actions. Motion carried unanimously.

The following Elected Official Communications were received.

EOC

Council Member Rutherford noted the next Village of Heritage Community Meeting will be May 17<sup>th</sup>.

VOH MTG

Council Member Rutherford noted Prayer events next week by Kaiser Hospital flagpole and at the Fontana Woman’s Club.

PRAYER EVENTS

Council Member Warren noted the Golf Classic benefiting the MLK Children’s Library, is scheduled for June 18<sup>th</sup> at Red Hill.

GOLF BENEFIT

Council Member Scialdone thanked the Kiwanis Club for sponsoring the Special Olympics.

THANKS

Council Member Scialdone reported 25 volunteers were recognized by the Community Services Department.	VOLUNTEER RECOGNITION
Council Member Scialdone noted tomorrow noon will be the Boys & Girls Club benefit at the Sons of Italy. Council Member Roberts added to bring your money but no small children!	BENEFIT
Council Member Scialdone noted the Relay for Life is scheduled for May 5 <sup>th</sup> and 6 <sup>th</sup> .	RELAY FOR LIFE
Council Member Scialdone stated the next Cruise Night will be May 4 <sup>th</sup> .	CRUISE NIGHT
Mayor Nuaimi thanked the volunteers for their work at South Tamarind Park last Saturday, as well as Home Depot, Hands-on and the United Way.	THANKS
Mayor Nuaimi noted the Senate passed Proposition B.	PROP. B
Mayor Nuaimi reported he was in Sacramento today regarding funding.	
Mayor Nuaimi thanked Supervisor Biane regarding the I-10 corridor coalition. He noted there is a meeting tomorrow night.	THANKS
Mayor Nuaimi thanked City Manager Ken Hunt and staff for doing a wonderful job.	THANKS
Mayor Nuaimi suggested an agenda item regarding a salary review for the City Council. Council Member Warren suggested adding the Mayor, also.	SALARY REVIEW
Council Member Warren suggest we adjourn tonight in memory of Assembly Member Juanita McDonald who recently passed away.	MEMORY
The following City Manager Communication was received:	C M C
City Manager Ken Hunt thanked the Public Works Department for their efforts regarding infrastructure projects progress.	THANKS
The City Council meeting adjourned by consensus, at 8:12 p.m, in memory of Assembly Member Juanita McDonald who recently passed away. to an adjourned workshop on Tuesday, May 8, 2007 at 5:00 p.m. and then to the regular meeting at 7:00 p.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.	ADJOURN

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Orvene M. Steenbock  
City Clerk Assistant

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 8<sup>TH</sup> DAY OF MAY, 2007.

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Tonia Lewis  
City Clerk