

**ONTARIO CITY COUNCIL/
ONTARIO HOUSING AUTHORITY/SUCCESSOR AGENCY
TO THE ONTARIO REDEVELOPMENT AGENCY
MINUTES
August 20, 2019**

JOINT MEETINGS

Regular meetings of the Ontario City Council/Ontario Housing Authority/Successor Agency to the Ontario Redevelopment Agency were held on Tuesday, August 20, 2019, at the Ontario City Hall, 303 East B Street, Ontario, California.

CALL TO ORDER – OPEN SESSION

Mayor Leon called the City Council and Housing Authority meetings to order at 6:31 p.m.

PRESENT: Mayor/Chairman: Paul S. Leon
Mayor pro Tem/Vice Chairman: Ruben Valencia
Council/Authority Members: Alan D. Wapner and Debra Dorst-Porada

ABSENT: Council/Authority Members: Jim W. Bowman

Also present were City Manager/Executive Director Scott Ochoa, City Attorney/Legal Counsel Scott E. Huber, and City Clerk/Secretary Sheila Mautz.

The Pledge of Allegiance was led by Council Member Dorst-Porada.

The Invocation was provided by *Pastor Dan Lin*, representing Home of Christian-Bethel Church.

PUBLIC COMMENTS

Edgar Romero, through an interpreter, complained about an issue he's having with the Code Enforcement Department. He thanked Assistant City Manager Boling and Assistant Planning Director Zeledon and the Police Department for their assistance so far in handling the issue of parking his truck in front of his house; however, he requested the Mayor's assistance and noted that the issue is affecting his health and he is considering selling his house. He said he feels like a victim and is now frustrated and desperate. Mayor Leon requested input from the City Manager. City Manager Ochoa suggested that Mr. Romero be referred to Assistant City Manager Boling and Deputy Police Chief Lorenz as the truck is still parked in violation of City codes and the City Council would not be the appropriate ones to address the matter.

Phillip Rodman, representing residents of the City Center Senior Apartments, questioned statements reportedly made by Mayor Leon at the dedication of the facility in 2010

regarding affordability and requested that the Mayor meet with the residents regarding recent rent increases. City Manager Ochoa suggested that Executive Director of Housing Bjork meet with Mr. Rodman to address his issues, and he explained that the City's investment in the project keeps the rents at about half of the current market rate and within the guidelines for affordability.

Julie Teeter, expressed concerns with a proposed church to be located behind her home on Locust Street. She noted that their street is a quiet cul-de-sac and many children and grandchildren play and ride their bikes there. She expressed concern with their street being opened up as an entrance for the church.

Russell Sprague indicated that he lives on the southeast corner of Locust and Elderberry and expressed his concerns with the potential impact of the proposed church in his neighborhood. He explained that there are rumors that there is a rehabilitation facility associated with the church and shared his concern with the issues that such a facility might bring.

Zoila Bautista noted that she is a ten-year resident of Ontario and added her concern with regard to the proposed church. She suggested a padlocked gate to bar access to their neighborhood. She expressed concern with the additional traffic and noise this facility would present.

Sharon Palazzo indicated that the proposed church would be right behind her house. She expressed concern with access, the potential of a rehabilitation center, and the height of the church which potentially will block her view of the mountains.

Henry Deltann, agreed with the prior speakers and expressed concern with the possible rehabilitation facility and the increased traffic. He also noted concerns with the lights from the church impacting them at night.

City Manager Ochoa referred these residents to Development Director Murphy.

Karen Haughey, representing Supervisor Curt Hagman, congratulated the City on a very successful National Night Out event. She announced that the Supervisor's Office will be holding another document shredding event in honor of Crime Prevention Month, to bring awareness to identity theft prevention. The event will be held on Saturday, October 26, 2019 at Chino City Hall from 9:00 a.m. to noon. Shredding is limited to five boxes per vehicle and no cd's dvd's, binders or plastics are allowed.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Ochoa announced that an update had been provided with regard to Item No. 13 to account for payments received up to 9:00 a.m. today. Total liens were reduced to \$156,672.31 on 41 parcels.

CONSENT CALENDAR

Mayor Leon noted a request to speak on Item 29 from Lupe Camacho of the U.S. Census Bureau.

Lupe Camacho, U.S. Census Partnership Specialist for San Bernardino County, explained her background in the Inland Empire and noted the proposed resolution on the agenda for consideration. She stressed the U.S. Census Bureau's efforts to provide accurate information to the public about the census effort. She also noted that the census would be using a new, online format instead of mailers; and there has been more media coverage—which is good and bad. She stressed that the Census Bureau does not want anyone to be afraid of being counted.

Council Member Dorst-Porada inquired if Census Bureau staff had met with City staff. Ms. Camacho indicated that she had met with Assistant City Manager Boling. Ms. Camacho stressed the difficulties with the upcoming year's program and the public's fear of being counted.

Mayor pro Tem Valencia requested clarification on privacy issues and concerns. Ms. Camacho responded that Titles 13 and 26 require that no personal information may be provided to other federal agencies; and she stressed the high level of vetting being done to hire workers for this year's effort.

Ms. Camacho requested that the proposed resolution include language calling out specifically that the U.S. Census Bureau is a partner.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present with Council Member Bowman absent, to approve the Consent Calendar as presented.

1. APPROVAL OF MINUTES

City Council approved the Minutes for the regular meetings of the City Council and Housing Authority of July 2 and July 16, 2019, as on file in the Records Management Department.

2. BILLS/PAYROLL

City Council approved **Bills** for the period June 28, 2019 through July 25, 2019, in the amount of \$35,417,432.82 and **Payroll** for the period June 23, 2019 through July 20, 2019, in the amount of \$7,351,051.09, when audited by the Finance Committee.

3. INTRODUCTION OF 2019 RESIDENT SATISFACTION SURVEY RESULTS

City Council received, filed and released the results of the 2019 Resident Satisfaction Survey as a baseline to more fully evaluate the performance of City departments and gauge how residents view life in Ontario.

4. ADOPTION OF A SERVICE FEE FOR PASSPORT PHOTOS

City Council adopted a resolution establishing a service fee of \$15 per photo for passport service photos.

RESOLUTION NO. 2019-109 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ESTABLISHING FEES FOR PASSPORT PHOTOGRAPHS.

5. ESTABLISHMENT OF EXECUTIVE POSITION CLASSIFICATION OF CHIEF INNOVATION OFFICER

City Council approved the establishment of the new executive position classification of Chief Innovation Officer.

6. AN AMENDMENT TO THE DISPOSITION AND DEVELOPMENT AGREEMENT WITH ONTARIO MILLS LIMITED PARTNERSHIP TO ALLOW FOR THE CONTINUED PROVISION OF POLICE AND PUBLIC SAFETY SERVICES AT THE ONTARIO MILLS MALL

City Council:

- (A) Authorized the City Manager to execute an amendment extending for 18 months the Disposition and Development Agreement (“DDA”) with Ontario Mills Limited Partnership, as successor in interest to The Mills Corporation, allowing for the City’s continued provision of police and public safety services after the expiration of the original DDA dated December 21, 1994; and
- (B) Consistent with the terms and conditions of the DDA, authorized the billing of fees in the amount of \$71,197 for each six-month period that such services are rendered at the Ontario Mills Mall.

7. AWARD PROFESSIONAL SERVICES AGREEMENTS FOR PRINTING SERVICES AND GRAPHIC DESIGN SERVICES RELATED TO THE ONTARIO LIVING MAGAZINE/ECLIPSE PRINTING & GRAPHICS LLC, DBA JAMES LITHO

City Council took the following actions:

- (A) Authorized the City Manager to execute a three-year professional services agreement, with the option to extend for one additional year, with Eclipse Printing & Graphics LLC, DBA James Litho located in Ontario, California, in the estimated annual amount of \$102,410;
- (B) Authorized the City Manager to execute a three-year professional services agreement, with the option to extend for one additional year, with Public Advertising Agency, Inc. located in Murrieta, California, in the estimated annual amount of \$28,636; and
- (C) Authorized future amendments to the scope of work consistent with City Council approved budgets for additional printing services that may be necessary or desired, related to the Ontario Living Magazine, a quarterly publication distributed citywide.

8. AMERICORPS STATE PLANNING GRANT

City Council authorized the City Manager or designee, to execute grant documents to accept a twelve-month AmeriCorps State planning grant for \$75,000 for the Ontario Promise Corps project.

9. LIBRARY SERVICES AND TECHNOLOGY ACT GRANT

City Council authorized the City Manager or his designee, to accept and execute grant documents related to a thirteen-month grant for \$71,000 from federal Library Services and Technology Act funds administered by the California State Library, for the Ontario City Library's project, Little Learners, Big Futures, a campaign focused to improve early childhood literacy and education.

10. APPROVAL OF THE COMMUNITY IMPROVEMENT CODE ABATEMENT LOAN PROGRAM

City Council approved the Community Improvement Code Abatement Loan Program; and authorized the City Manager, or his designee, to execute any and all documents necessary or desirable to implement the Community Improvement Code Abatement Loan Program.

11. COMMUNITY DEVELOPMENT BLOCK GRANT FUNDED DOWNTOWN FAÇADE IMPROVEMENT PROGRAM GUIDELINES AND APPLICATION

City Council:

- (A) Considered and approved the adoption of the Community Development Block Grant funded Downtown Façade Improvement Program Guidelines; and
- (B) Authorized the City Manager to make any necessary adjustments and execute all necessary documents to implement the Neighborhood Preservation Strategy Plan.

12. NEIGHBORHOOD PRESERVATION STRATEGY PLAN

City Council:

- (A) Approved the Neighborhood Preservation Strategy Plan, dated July 2019; and
- (B) Authorized the City Manager to make any necessary adjustments and execute all necessary documents to implement the Neighborhood Preservation Strategy Plan.

13. A RESOLUTION FOR PLACEMENT OF SPECIAL ASSESSMENTS ON THE SAN BERNARDINO COUNTY TAX ROLLS

City Council adopted a resolution for recovery of fees and costs incurred in abating property and dangerous building violations, as well as administrative citations and civil penalties associated with property maintenance violations, and placing assessments on the San Bernardino County Tax Rolls.

RESOLUTION NO. 2019-110 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING A REPORT REQUESTING THE PLACEMENT OF SPECIAL ASSESSMENTS ON PROPERTY TAX BILLS FOR CIVIL PENALTIES OR RECOVERY OF COSTS INCURRED FOR ABATEMENT OF VIOLATIONS OF CITY CODES AND ORDINANCES.

14. AN AMENDMENT TO THE OPERATING COVENANT AGREEMENT BETWEEN THE CITY OF ONTARIO AND CONCRETE HOLDING COMPANY OF CALIFORNIA, INC.

City Council approved the First Amendment to the Operating Covenant Agreement between the City of Ontario and Concrete Holding Company of California, Inc. adding three affiliate companies to the Covenant Agreement.

15. RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY OF ONTARIO AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO THE ONTARIO REDEVELOPMENT FINANCING AUTHORITY'S 2001 LEASE REVENUE BONDS

City Council and the Successor Agency to the Ontario Redevelopment Agency took the following actions:

- (A) City Council adopted a resolution approving the Ratification and Amendment of that certain Reimbursement Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval;
- (B) Successor Agency to the Ontario Redevelopment Agency adopted a resolution approving the Ratification and Amendment of that certain Reimbursement Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval; and
- (C) Authorized the City Manager and Executive Director, or his designee, to take all actions necessary to implement the Ratification and Amendment of that certain Reimbursement Agreement.

RESOLUTION NO. 2019-111 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO THE ONTARIO REDEVELOPMENT FINANCING AUTHORITY'S 2001 LEASE REVENUE BONDS.

RESOLUTION NO. SA-013 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO THE ONTARIO REDEVELOPMENT FINANCING AUTHORITY'S 2001 LEASE REVENUE BONDS.

16. RATIFICATION AND AMENDMENT OF BOND PURCHASE AGREEMENT BETWEEN THE CITY OF ONTARIO AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO THE IMPLEMENTATION OF REDEVELOPMENT PROJECT NO. 1

City Council and the Successor Agency to the Ontario Redevelopment Agency took the following actions:

- (A) City Council adopted a resolution approving the Ratification and Amendment of that certain Bond Purchase Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval;
- (B) Successor Agency to the Ontario Redevelopment Agency adopted a resolution approving the Ratification and Amendment of that certain Bond Purchase Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval; and
- (C) Authorized the City Manager and Executive Director, or his designee, to take all actions necessary to implement the Ratification and Amendment of that certain Bond Purchase Agreement.

RESOLUTION NO. 2019-112 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF BOND PURCHASE AGREEMENT BY AND BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO IMPLEMENTATION OF REDEVELOPMENT PROJECT NO. 1.

RESOLUTION NO. SA-014 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF BOND PURCHASE AGREEMENT BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO IMPLEMENTATION OF REDEVELOPMENT PROJECT NO. 1.

17. RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY OF ONTARIO AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO BAXTER HEALTHCARE CORPORATION

City Council and the Successor Agency to the Ontario Redevelopment Agency took the following actions:

- (A) City Council adopted a resolution approving the Ratification and Amendment of that certain Reimbursement Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval;
- (B) Successor Agency to the Ontario Redevelopment Agency adopted a resolution approving the Ratification and Amendment of that certain Reimbursement Agreement between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval; and
- (C) Authorized the City Manager and Executive Director, or his designee, to take all actions necessary to implement the Ratification and Amendment of that certain Reimbursement Agreement.

RESOLUTION NO. 2019-113 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO BAXTER HEALTHCARE CORPORATION.

RESOLUTION NO. SA-015 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, OF APPROVING THE RATIFICATION AND AMENDMENT OF REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO BAXTER HEALTHCARE CORPORATION.

18. RATIFICATION AND AMENDMENT OF LOAN AGREEMENT BETWEEN THE CITY OF ONTARIO AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO OAKS MIDDLE SCHOOL

City Council and the Successor Agency to the Ontario Redevelopment Agency took the following actions:

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- (A) City Council adopted a resolution approving the Ratification and Amendment of Loan Agreement, Evidenced by Promissory Note, between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval;
- (B) Successor Agency to the Ontario Redevelopment Agency adopted a resolution approving the Ratification and Amendment of Loan Agreement, Evidenced by Promissory Note, between the City of Ontario and the Successor Agency to the Ontario Redevelopment Agency, and directed staff to submit the Amendment to the Countywide Oversight Board for approval; and
- (C) Authorized the City Manager/Executive Director, or his designee, to take all actions necessary to implement the Loan Agreement

RESOLUTION NO. 2019-114 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT OF LOAN AGREEMENT EVIDENCED BY PROMISSORY NOTE BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO OAKS MIDDLE SCHOOL.

RESOLUTION NO. SA-016 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE RATIFICATION AND AMENDMENT TO LOAN AGREEMENT EVIDENCED BY PROMISSORY NOTE BETWEEN THE CITY AND THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY RELATED TO OAKS MIDDLE SCHOOL.

19. A RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 20081 LOCATED AT THE NORTHEAST CORNER OF ONTARIO RANCH ROAD AND HAVEN AVENUE

City Council considered and adopted a resolution approving an improvement agreement, improvement security and Final Tract Map No. 20081 located at the northeast corner of Ontario Ranch Road and Haven Avenue within the Rich-Haven Specific Plan.

RESOLUTION NO. 2019-115 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 20081 LOCATED AT THE NORTHEAST CORNER OF ONTARIO RANCH ROAD AND HAVEN AVENUE.

20. A RESOLUTION RESCINDING RESOLUTION NO. 2009-087 AND AUTHORIZING THE CITY MANAGER TO EXECUTE VARIOUS STATE AND FEDERAL TRANSPORTATION PROGRAM DOCUMENTS REQUIRED FOR TRANSPORTATION PROJECTS INCLUDING STREET RIGHT-OF-WAY DOCUMENTS

City Council considered and adopted a resolution rescinding Resolution No. 2009-087 and authorizing the City Manager to execute various State and Federal transportation program documents required for State and Federal funded transportation projects including street right-of-way documents.

RESOLUTION NO. 2019-116 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, RESCINDING RESOLUTION NO. 2009-087 AND AUTHORIZING THE CITY MANAGER TO EXECUTE VARIOUS STATE AND FEDERAL TRANSPORTATION PROGRAM DOCUMENTS REQUIRED FOR TRANSPORTATION PROJECTS INCLUDING STREET RIGHT-OF-WAY DOCUMENTS.

21. AN AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PROPERTY SPECIALISTS, INC. (CPSI) TO INCLUDE RIGHT-OF-WAY SERVICES FOR THE ATP CYCLE 4 PEDESTRIAN IMPROVEMENTS AROUND RICHARD HAYNES ELEMENTARY, VISTA GRANDE ELEMENTARY AND OAKS MIDDLE SCHOOL

City Council approved an amendment to the Professional Services Agreement with Property Specialists, Inc. (CPSI) of Foothill Ranch, California, to provide right-of-way services for pedestrian improvements around three local schools, as part of Active Transportation Program (ATP) Cycle 4 for \$140,736 plus a 20% contingency of \$28,147 for a revised total authorized expenditure of \$263,883; and authorize the City Manager to execute said amendment and future amendments within the authorization limits.

22. A RESOLUTION DEDICATING A RIGHT-OF-WAY EASEMENT FOR PUBLIC ROAD AND UTILITY PURPOSES OVER A PORTION OF A CITY-OWNED PARCEL AT CAMELLIA AVENUE AND PRINCETON STREET (APN: 1008-541-01)

City Council considered and adopted a resolution dedicating a right-of-way easement (for public road and utility purposes) over a portion of a City-owned parcel at Camellia Avenue and Princeton Street; and authorized the City Manager to execute the easement deed.

RESOLUTION NO. 2019-117 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DEDICATING A RIGHT-OF-WAY EASEMENT FOR PUBLIC ROAD AND UTILITY PURPOSES OVER A PORTION OF A CITY-OWNED PARCEL (ANTHONY MUNOZ PARK) AT CAMELLIA AVENUE AND PRINCETON STREET – APN: 1008-541-01.

23. PROFESSIONAL SERVICES AGREEMENT FOR DEVELOPMENT OF COST ALLOCATION PLAN AND INTERNAL SERVICE FUNDS COST OF SERVICE RATE PLANS/CAPITAL ACCOUNTING PARTNERS, LLC

City Council awarded a professional services agreement for development of cost allocation plan and internal service funds cost of service rate plans to Capital Accounting Partners, LLC, Sacramento, California, for a three-year term for an amount not to exceed \$205,000 with the option to extend the agreement for one additional two-year term at \$125,000; and authorized the City Manager to execute the agreement.

24. EXTENSION OF PROCUREMENT AUTHORITY WITH LIFE-ASSIST, INC. FOR THE ROUTINE PURCHASE OF PARAMEDIC SUPPLIES/LIFE-ASSIST, INC.

City Council authorized the extension of procurement authority for up to two years under the same terms and conditions of Bid No. 787 awarded to Life-Assist, Inc., of Rancho Cordova, California, for the continued routine purchase of paramedic supplies with an estimated annual cost of \$45,000.

25. PROFESSIONAL SERVICES AGREEMENTS FOR ON-CALL TITLE/ESCROW, APPRAISAL, ENVIRONMENTAL, LAND ACQUISITION, RELOCATION AND PROPERTY MANAGEMENT SERVICES

City Council and the Ontario Housing Authority Board authorized the City Manager/Executive Director to execute the Professional Services Agreements with the selected consultants listed below; and to extend the agreements for up to two (2) additional one (1) year terms consistent with City Council and Authority Board approved budgets.

Title/Escrow

Stewart Title (Riverside, CA)

Appraisal

R.P. Laurain & Associates (Long Beach, CA)
 Ellis Group, Inc. dba Integra Realty Resources- Los Angeles (Encino, CA)

Environmental

Converse Consultants (Rancho Cucamonga, CA)
EFI Global (Riverside, CA)

Land Acquisition, Relocation and Property Management

CPSI (Foothill Ranch, CA)
Overland Pacific and Cutler (Riverside, CA)

26. CONSTRUCTION CONTRACTS FOR THE DEVELOPMENT OF INTERIM FIRE STATION NO. 9

City Council took the following actions:

- (A) Rejected AID Builders' bid for D&C19-005-FS09 Station as being nonresponsive;
- (B) Authorized the City Manager to execute a Construction Contract for Contract No. D&C19-005-FS09 – Station with R.C. Construction located in Rialto, California, for the Interim Fire Station No. 9 dorm/administrative office building and garage in the amount of \$623,227;
- (C) Authorized the City Manager to execute a Construction Contract for Contract No. D&C19-005-FS09 – Site Work and Utilities with R.C. Construction, located in Rialto, California, for the Interim Fire Station No. 9 installation of utilities and site work in the amount of \$525,884;
- (D) Authorized a 15% contingency of \$172,367 to address any unforeseen issues that may arise during construction; and
- (E) Authorized the City Manager or his designee to execute all documents required for the completion of the project including, but not limited to, contracts, agreements, easements, reduction of retention accounts, and filing a notice of completion at the conclusion of all construction related activities.

27. AWARD OF BID FOR PROCUREMENT OF ASPHALT, CONCRETE AND AGGREGATE MATERIALS/HOLLIDAY ROCK CO./ALL AMERICAN ASPHALT/PIT SAND & GRAVEL, INC./ULTIMATE RECYCLE, LLC/VULCAN

City Council authorized the City Manager to approve the procurement of concrete, asphalt and aggregate materials for a period of one year at set pricing per Bid Invitation #1146 with Holliday Rock Co. of Upland, California; All American Asphalt of Corona, California; and Pit Sand & Gravel, Inc. of Corona, California; Ultimate Recycle, LLC of Monrovia, California; and Vulcan of Irwindale, California; in total

amounts consistent with City Council approved budgets; and authorized the option to execute any necessary agreements and related documents for delivery services.

- 28. A ZONE CHANGE REQUEST (FILE NO. PZC18-003) TO CHANGE THE ZONING DESIGNATION ON 1.02 ACRES OF LAND FROM CC (COMMUNITY COMMERCIAL) TO MDR-11 (LOW-MEDIUM DENSITY RESIDENTIAL) AND TO CHANGE THE ZONING DESIGNATION ON 0.46 ACRES OF LAND FROM CC (COMMUNITY COMMERCIAL) TO CCS (CONVENTION CENTER SUPPORT), LOCATED AT THE SOUTH WEST CORNER OF G STREET AND CORONA AVENUE**

City Council considered and adopted an ordinance approving a zone change (File No. PZC18-003) to create consistency between the zoning and the proposed General Plan land use designations of the subject properties. Introduction and first reading of said Ordinance took place at a regular meeting of the City Council on July 16, 2019.

ORDINANCE NO. 3138 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PZC18-003, A ZONE CHANGE REQUEST TO CHANGE THE ZONING DESIGNATION ON 1.02 ACRES OF LAND FROM CC, COMMUNITY COMMERCIAL, TO MDR-11, LOW-MEDIUM DENSITY RESIDENTIAL (5.1-11 DU/AC), AND TO CHANGE THE ZONING DESIGNATION ON 0.46 ACRES OF LAND FROM CC, COMMUNITY COMMERCIAL TO CCS, CONVENTION CENTER SUPPORT, LOCATED AT THE SOUTHWEST CORNER OF G STREET AND CORONA AVENUE, AND MAKING FINDINGS IN SUPPORT THEREOF—APNS: 0110-241-18, 0110-241-56 & 0110-241-57.

- 29. A RESOLUTION SUPPORTING THE 2020 U.S. CENSUS COMPLETE COUNT**

City Council considered and adopted a resolution supporting the 2020 U.S. Census Complete Count.

RESOLUTION NO. 2019-118 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, SUPPORTING THE 2020 U.S. CENSUS COMPLETE COUNT.

- 30. ACQUISITION OF POLICE DEPARTMENT FRONTLINE PATROL EQUIPMENT/SAN DIEGO POLICE EQUIPMENT CO.**

City Council approved and authorized the sole source purchase of training and duty equipment for frontline police personnel, not to exceed \$237,080, from San Diego Police Equipment Co., Inc. of San Diego, California.

31. PRE-AUTHORIZED LIST OF VENDORS TO PROVIDE MAINTENANCE SERVICE AND PARTS FOR ONTARIO POLICE DEPARTMENT HELICOPTERS

City Council approved the following list of pre-authorized vendors to provide maintenance service, equipment, parts and tools for the Ontario Police Department helicopters.

Aerospace Services – Saugus, CA
 Airbus Helicopters Inc. – Grand Prairie, TX.
 CNC Technologies – Ontario, CA
 Flightdocs, II, LLC – Bonita Springs, FL
 Hangar One Avionics, Inc. – Carlsbad, CA
 Heli-mart, Inc. – Costa Mesa, CA
 Helitender, Inc. – Pacoima, CA
 Spectrolab, Inc. – Sylmar, CA
 Safran Helicopter Engines USA Inc. – Grand Prairie, TX
 Standard Aero Helicopter services Inc. – Richmond, B.C., Canada
 Wescam Inc. – Burlington, Ontario, Canada
 Aircraft Spruce & Specialty Co. – Corona, CA
 McMaster Carr – Santa Fe Springs, CA

32. AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH WESTIN TECHNOLOGY SOLUTIONS FOR PROJECT MANAGEMENT SUPPORT ON CIS INFINITY UTILITY BILLING IMPLEMENTATION

City Council authorized the City Manager to execute Amendment No. 2 adding \$159,300 to the existing agreement with Westin Technology Solutions, of Milwaukee, Wisconsin, for project management support on the CIS Infinity Utility Billing Implementation for a revised not-to-exceed limit of \$354,680.

MOTION UNANIMOUSLY CARRIED: Mayor Leon declared Resolution Nos. 2019-109 through 2019-118, Successor Agency Resolution Nos SA-013 through SA-016 and Ordinance Nos. 3138 adopted.

PUBLIC HEARINGS

33. A PUBLIC HEARING TO CONSIDER RESOLUTIONS REGARDING THE FORMATION OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 49 (AVENUE 176 SERVICES) AND INTRODUCTION OF AN ORDINANCE LEVYING SPECIAL TAXES

City Council considered and:

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- (A) Adopted a resolution establishing Community Facilities District No. 49 (Avenue 176 Services), authorizing the levy of special taxes within the community facilities district, and establishing an appropriations limit for the community facilities district;
- (B) Adopted a resolution calling a special election for City of Ontario Community Facilities District No. 49 (Avenue 176 Services);
- (C) Adopted a resolution declaring the results of the special election and directing the recording of a Notice of Special Tax Lien; and
- (D) Introduced and waived further reading of an ordinance levying special taxes within City of Ontario Community Facilities District No. 49 (Avenue 176 Services).

Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications.

Mayor Leon opened the public hearing asking those persons interested in this item to speak. Hearing no one, Mayor Leon closed the public hearing.

MOTION: Moved by Council Member Dorst-Porada, seconded by Council Member Wapner and carried by unanimous vote of those present, with Council Member Bowman absent, to adopt Resolution Nos. 2019-119 and 2019-120.

RESOLUTION NO. 2019-119 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF FORMATION OF THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 49 (AVENUE 176 SERVICES), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE COMMUNITY FACILITIES DISTRICT AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE COMMUNITY FACILITIES DISTRICT.

RESOLUTION NO. 2019-120 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING SPECIAL ELECTION FOR CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 49 (AVENUE 176 SERVICES).

Assistant City Clerk Kasad reported one ballot in support of formation of the District.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to adopt Resolution No. 2019-121.

RESOLUTION NO. 2019-121 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING RESULTS OF SPECIAL ELECTION AND DIRECTING RECORDING OF NOTICE OF SPECIAL TAX LIEN.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to introduce and waive further reading of Ordinance No. 3139.

ORDINANCE NO. 3139 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 49 (AVENUE 176 SERVICES).

34. A PUBLIC HEARING TO CONSIDER RESOLUTIONS REGARDING THE FORMATION OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 51 (ONTARIO RANCH LOGISTICS CENTER SERVICES) AND INTRODUCTION OF AN ORDINANCE LEVYING SPECIAL TAXES

City Council considered and:

- (A) Adopted a resolution establishing City of Ontario Community Facilities District No. 51 (Ontario Ranch Logistics Center Services), authorizing the levy of a special tax within the community facilities district, and establishing an appropriations limit for the community facilities district;
- (B) Adopted a resolution calling a special election for City of Ontario Community Facilities District No. 51 (Ontario Ranch Logistics Center Services);
- (C) Adopted a resolution declaring the results of the special election and directing the recording of the Notice of Special Tax Lien; and
- (D) Introduced and waived further reading of an ordinance levying special taxes within City of Ontario Community Facilities District No. 51 (Ontario Ranch Logistics Center Services).

Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications.

Ontario City Council/Ontario Housing/
Successor Agency to the Ontario Redevelopment Agency
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Mayor Leon opened the public hearing asking those persons interested in this item to speak. Hearing no one, Mayor Leon closed the public hearing.

MOTION: Moved by Mayor pro Tem Valencia seconded by Council Member Dorst-Porada and carried by unanimous vote of those present, with Council Member Bowman absent, to adopt Resolution Nos. 2019-122 and 2019-123.

RESOLUTION NO. 2019-122 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF FORMATION OF THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 51 (ONTARIO RANCH LOGISTICS CENTER SERVICES), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE COMMUNITY FACILITIES DISTRICT AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE COMMUNITY FACILITIES DISTRICT.

RESOLUTION NO. 2019-123 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING SPECIAL ELECTION FOR CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 51 (ONTARIO RANCH LOGISTICS CENTER SERVICES).

Assistant City Clerk Kasad reported one ballot in support of formation of the District.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to adopt Resolution No 2019-124.

RESOLUTION NO. 2019-124 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING RESULTS OF SPECIAL ELECTION AND DIRECTING RECORDING OF NOTICE OF SPECIAL TAX LIEN.

MOTION: Moved by Council Member Wapner, seconded by Council Member Dorst-Porada and carried by unanimous vote of those present, with Council Member Bowman absent, to introduce and waive further reading of Ordinance No. 3140.

ORDINANCE NO. 3140 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 51 (ONTARIO RANCH LOGISTICS CENTER SERVICES).

35. **A PUBLIC HEARING TO CONSIDER AN ORDINANCE APPROVING A FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT (FILE NO. PDA17-001) BETWEEN THE CITY OF ONTARIO AND RONALD AND KRISTINE PIETERSMA FAMILY TRUST AND LOYOLA PROPERTIES I L.P., TO MODIFY CERTAIN PROVISIONS RELATED TO THE SECOND INSTALLMENT OF THE PHASE 2 WATER PARTICIPATION FEE, FOR TENTATIVE PARCEL MAP 19787 (FILE NO. PMTT16-021), LOCATED AT THE SOUTHEAST CORNER OF ONTARIO RANCH ROAD AND ARCHIBALD AVENUE, WITHIN THE HIGH DENSITY RESIDENTIAL (PLANNING AREAS 7 AND 8) LAND USE DESIGNATION OF THE GRAND PARK SPECIFIC PLAN (APN: 0218-241-32)**

City Council introduced and waived further reading of an ordinance approving the First Amendment to the Development Agreement (File No. PDA17-001) between the City of Ontario and Ronald and Kristine Pietersma Family Trust and Loyola Properties I L.P., to modify certain provisions related to the second installment of the Phase 2 Water Participation Fee, for Tentative Parcel Map 19787 (File No. PMTT16-021).

Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications.

Mayor Leon opened the public hearing asking those persons interested in this item to speak. Hearing no one, Mayor Leon closed the public hearing.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to introduce and waive further reading of Ordinance No. 3141.

ORDINANCE NO. 3141 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT (FILE NO. PDA17-001) BETWEEN THE CITY OF ONTARIO AND RONALD AND KRISTINE PIETERSMA FAMILY TRUST AND LOYOLA PROPERTIES I L.P., TO MODIFY CERTAIN PROVISIONS RELATED TO THE SECOND INSTALLMENT OF THE PHASE 2 WATER PARTICIPATION FEE, FOR TENTATIVE PARCEL MAP 19787 (FILE NO. PMTT16-021), LOCATED AT THE SOUTHEAST CORNER OF ONTARIO RANCH ROAD AND ARCHIBALD AVENUE, WITHIN THE HIGH DENSITY RESIDENTIAL (PLANNING AREAS 7 AND 8) LAND USE DESIGNATION OF THE GRAND PARK SPECIFIC PLAN, AND MAKING FINDINGS IN SUPPORT THEREOF—
APN: 0218-241-32.

36. **A PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE ONTARIO GATEWAY SPECIFIC PLAN, FILE NO. PSPA18-010, TO CHANGE THE LAND USE DESIGNATION ON 3.9 ACRES OF LAND, FROM OFFICE TO MIXED-USE, AND REDUCE THE REAR PARKING/LANDSCAPE SETBACK ADJACENT TO THE SOUTHERN PACIFIC RAILROAD RIGHT-OF-WAY, FROM 20-FEET TO 10-FEET, AFFECTING 15.12 ACRES OF LAND, GENERALLY LOCATED AT THE SOUTHEAST CORNER OF HAVEN AVENUE AND GUASTI ROAD (APNS:0210-212-56 AND 0210-212-57)**

City Council considered and adopted:

- (A) A resolution approving an addendum to The Ontario Plan Environmental Impact Report (State Clearinghouse No. 2008101140), certified by the City of Ontario City Council on January 27, 2010, in conjunction with File No. PSPA06-001; and
- (B) A resolution approving an amendment to the Ontario Gateway Specific Plan (File No. PSPA18-010), to change the land use designation on 3.9 acres of land, from Office to Mixed-Use, and reduce the rear parking/landscape setback adjacent to the Southern Pacific Railroad right-of-way, from 20-feet to 10-feet.

Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications.

Mayor Leon opened the public hearing asking those persons interested in this item to speak. Hearing no one, Mayor Leon closed the public hearing.

MOTION: Moved by Council Member Dorst-Porada seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to adopt Resolution Nos. 2019-125 and 2019-126.

RESOLUTION NO. 2019-125 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN ADDENDUM TO THE ONTARIO PLAN ENVIRONMENTAL IMPACT REPORT, FOR WHICH AN INITIAL STUDY WAS PREPARED, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AS AMENDED, FOR FILE NO. PSPA18-010, APN: 0210-212-56.

RESOLUTION NO. 2019-126 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PSPA18-010, AN AMENDMENT TO THE ONTARIO GATEWAY SPECIFIC PLAN, CHANGING THE LAND USE DESIGNATION ON 3.9 ACRES OF LAND FROM OFFICE TO MIXED USE, AND REDUCING THE REAR PARKING/LANDSCAPE SETBACK ADJACENT TO THE SOUTHERN PACIFIC RAILROAD RIGHT-OF WAY, FROM 20-FEET TO 10-FEET, AFFECTING 15.12 ACRES OF LAND, GENERALLY LOCATED AT THE SOUTHEAST CORNER OF GUASTI ROAD AND HAVEN AVENUE, AND MAKING FINDINGS IN SUPPORT THEREOF—APNS: 0210-212-56 AND 0210-212-57.

37. A PUBLIC HEARING TO CONSIDER AN ORDINANCE APPROVING AN AMENDMENT TO THE CITY OF ONTARIO MUNICIPAL CODE, REVISING SECTION 4-6.1009 TO ADD PROVISIONS PROHIBITING THE OVERNIGHT PARKING OF LARGE COMMERCIAL VEHICLES IN RESIDENTIAL ZONING DISTRICTS

City Council introduced and waived further reading of an ordinance approving an amendment to the City of Ontario Municipal Code, revising Section 4-6.1009 to add provisions prohibiting the overnight parking of large commercial vehicles in residential zoning districts.

Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications.

Mayor Leon opened the public hearing asking those persons interested in this item to speak. Hearing no one, Mayor Leon closed the public hearing.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent, to introduce and waive further reading of Ordinance No. 3142.

ORDINANCE NO. 3142 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN AMENDMENT TO THE ONTARIO MUNICIPAL CODE, AMENDING SECTION 4-6.1009 TO ADD PROVISIONS PROHIBITING THE OVERNIGHT PARKING OF LARGE COMMERCIAL VEHICLES IN RESIDENTIAL ZONING DISTRICTS, AND MAKING FINDINGS IN SUPPORT THEREOF.

ADMINISTRATIVE REPORTS/DISCUSSION/ACTION

38. A RESOLUTION AUTHORIZING THE ISSUANCE OF SPECIAL TAX BONDS FOR COMMUNITY FACILITIES DISTRICT NO. 26 (PARK PLACE FACILITIES PHASE III)

City Council considered and adopted a resolution authorizing the issuance of special tax bonds for Community Facilities District No. 26 (Park Place Facilities Phase III).

The resolution:

- (A) Authorizes the issuance of special tax bonds for public improvements required to facilitate the development of the Park Place Facilities Phase III project;
- (B) Approves the forms of the Indenture of Trust, the Bond Purchase Agreement, the Continuing Disclosure Agreement, and the Preliminary Official Statement;
- (C) Authorizes a negotiated sale of the special tax bonds to Stifel, Nicolaus & Company, Incorporated (the "Underwriter") in accordance with the terms of the Bond Purchase Agreement; and
- (D) Authorizes the execution of the Indenture of Trust, the Bond Purchase Agreement, the Continuing Disclosure Agreement, and the Preliminary Official Statement by the City Manager, or his designee.

MOTION: Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Valencia and carried by unanimous vote of those present, with Council Member Bowman absent to adopt Resolution No. 2019-127.

RESOLUTION NO. 2019-127 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE ISSUANCE OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 26 (PARK PLACE FACILITIES PHASE III) SPECIAL TAX BONDS, SERIES 2019, IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$11,000,000, AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, A BOND PURCHASE AGREEMENT AND A CONTINUING DISCLOSURE AGREEMENT, AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT IN CONNECTION THEREWITH AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS AND CERTIFICATES AND RELATED ACTIONS.

STAFF MATTERS

City Manager Ochoa had no comments.

COUNCIL MATTERS

Mayor pro Tem Valencia thanked staff and the Police Department for a successful National Night Out. He stressed that this event was about the community and encouraging everyone to get to know their neighbors.

Council Member Wapner noted that his wife and grandsons were present for this meeting and introduced them.

Council Member Dorst-Porada thanked staff for a successful National Night Out. She also noted that the last of the Concerts in the Park for this year would be tomorrow night. She discussed some of the upcoming community events including: Route 66 Crusin' Reunion Car Show, the Second Annual Festival of Arts, Christmas on Euclid and the 5K Reindeer Run.

Mayor Leon noted that tomorrow's Concert in the Park would be by "No Duh"—a No Doubt cover band. He thanked everyone for participating and watching this meeting.

ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:25 p.m. to the next regular meetings to be held on Tuesday, September 3, 2019.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/CHAIRMAN