

**ONTARIO CITY COUNCIL/
ONTARIO HOUSING AUTHORITY
MINUTES
September 15, 2020**

JOINT MEETINGS

Regular meetings of the Ontario City Council/Ontario Housing Authority were held on Tuesday, September 15, 2020, at the Ontario City Hall, 303 East B Street, Ontario, California.

CLOSED SESSION

Mayor Leon called the City Council/Ontario Housing Authority meetings to order at 6:30 p.m.

SPECIAL AND URGENT ANNOUNCEMENT

In accordance with the Governor's Declarations of Emergency for the State of California (Executive Orders N-25-20 and N-29-20), the Ontario City Council Meetings are being conducted via teleconference to limit in-person attendance at meetings of the City of Ontario City Council and Housing Authority.

Members of the public were advised to utilize alternative measures to view the City Council meetings and/or to address the Mayor and City Council Members.

The meeting was live broadcast on local cable Channel 3, as well as internet live streamed at www.ontarioca.gov/Agendas/CityCouncil.

CALL TO ORDER – OPEN SESSION

Mayor Leon called the City Council and Ontario Housing Authority meetings to order at 6:30 p.m.

ROLL CALL

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| PRESENT: | Mayor/Chairman | Paul S. Leon |
| | Mayor pro Tem/Vice Chair | Debra Dorst-Porada |
| | Council/Authority Members: | Alan D. Wapner and Ruben Valencia (all participating via teleconference) |

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| ABSENT: | Council/Authority Members: | Jim W. Bowman |
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Also present were City Manager/Executive Director Scott Ochoa, City Attorney/Legal Counsel Ruben Duran and City Clerk/Secretary Sheila Mautz (all participating via teleconference).

The Pledge of Allegiance was led by Mayor pro Tem Dorst-Porada.

Mayor Leon led a moment of silent reflection in lieu of the Invocation.

PUBLIC COMMENTS

Assistant City Clerk Isbell reported that there were no written comments presented. There was one web submission, as follows:

Paul Rull, Principal Planner, with the Airport Land Use Commission regarding a Land Use Compatibility Plan for the portion of the Chino Airport Influence Area in Riverside County Jurisdiction Project Case: PGPA18-008, PSP18-002.

Assistant City Clerk Isbell further reported that there were four callers wishing to address the City Council.

Irene Chisholm expressed her gratitude to retiring city staff.

Brian Reisinger, Community Outreach Coordinator with the West Valley Mosquito and Vector Control District, provided an update regarding vector control and spoke on the importance of personal protection.

D'Andre Lampkin, co-chair of the Ontario Complete Count Committee, gave an update regarding the U.S Census self-response rate.

Luis Suarez requested Council intervention regarding his appeal for an administrative citation issued for the use of fireworks.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Ochoa indicated there was a request to pull Item Nos. 11 and 12 from the Public Hearing to be re-noticed and considered at a future meeting.

He also requested that Council pull Item No. 17 for consideration.

ITEM PULLED FROM THE CONSENT CALENDAR

17. CONFIRMATION OF APPOINTMENT OF DEPUTY POLICE CHIEF MICHAEL LORENZ TO POLICE CHIEF

The City Council confirmed the City Manager's appointment of Michael Lorenz to the position of Police Chief.

Chief Williams thanked the Council and added that the City of Ontario is a great place to work. He also thanked his wife for her support throughout his career.

MOTION: Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Valencia and carried by unanimous roll call vote of those present to appoint Michael Lorenz to Police Chief.

Council Member Bowman expressed his gratitude to former Chief Williams and added that he will be missed.

Mayor pro Tem Dorst-Porada thanked former Chief Williams for his service and all that he has done for the Ontario Police Department.

Council Member Wapner spoke on the impact that former Chief Williams has had on the police department and the City.

Council Member Valencia spoke on his appreciation of former Chief Williams and thanked him for successful succession planning.

Mayor Leon spoke on former Chief Williams success in building a relationship with the community. Added that he has done a great job of demonstrating good policing and added that he will be missed.

Chief Lorenz introduced his staff, Administrative Director Lizceth Zazueta, Captain Jason Langford, Captain Paul Berdnik, and Captain Rudy Lopez. He also introduced distinguished guests, retired OPD Chief Lowell Stark, retired OPD Chief Lloyd Scharf, retired OPD Chief Eric Hopley, retired OPD Chief Brad Kaylor, Sheriff John McMahan, and District Attorney Jason Anderson. He also thanked the men and women of the Ontario Police Department and spoke on their willingness to go above and beyond the call of duty for the Ontario community. Chief Lorenz also thanked the Council and the Ontario residents.

City Clerk Mautz gave Chief Lorenz the Oath of Office.

Meeting recessed at 7:19 p.m.

Meeting called to order at 7:25 p.m.

City Attorney Duran announced, in accordance with GC §54953(C)3 Chief's Lorenz's base salary of \$20,928.27 per month and will receive the following benefits; health, dental, vision, deferred compensation, life insurance, accidental death, and death insurance, short and long term disability with a value of \$3,569.36 per month.

CONSENT CALENDAR

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

1. APPROVAL OF MINUTES

Minutes for the regular meeting of the City Council and Housing Authority of August 18, 2020, and the special meeting of the City Council and Housing Authority of August 15, 2020, approved same as on file in the Records Management Department.

2. BILLS/PAYROLL

Approved Bills August 14, 2020 through August 27, 2020 in the amount of \$184,723,316 and approved Payroll August 2, 2020 through August 15, 2020 in the amount of \$3,886,029.28, when audited by the Finance Committee.

3. A RESOLUTION AMENDING THE APPENDIX TO THE CITY OF ONTARIO CONFLICT OF INTEREST CODE

The City Council adopted a resolution amending the Appendix to the Conflict of Interest Code to update position classification titles and filing requirements for City employees.

RESOLUTION NO. 2020-152 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED APPENDIX OF THE CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974.

4. A LEASE AGREEMENT BETWEEN CALIFORNIA STATE UNIVERSITY SAN BERNARDINO, INLAND EMPIRE CENTER FOR ENTREPRENEURSHIP AND SMALL BUSINESS DEVELOPMENT CENTER, AND THE CITY OF ONTARIO

The City Council approved a lease agreement between California State University San Bernardino, Inland Empire Center for Entrepreneurship and Small Business Development Center, and the City of Ontario for the use of certain City-owned property located at 603 North Euclid Avenue for a one-year term with the option to extend for up to two additional one-year terms.

5. A RESOLUTION APPOINTING MEMBERS TO THE ONTARIO ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY

The City Council adopted a resolution to appoint representatives to serve as members of the Ontario Enhanced Infrastructure Financing District Public Financing Authority.

RESOLUTION NO. 2020-153 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPOINTING MEMBERS TO THE ONTARIO ENHANCED INFRASTRUCTURE FINANCING DISTRICT PUBLIC FINANCING AUTHORITY.

6. A RESOLUTION ADOPTING THE MEASURE I FIVE-YEAR CAPITAL PROJECT NEEDS ANALYSIS FOR FISCAL YEARS 2021-22 TO 2025-26

The City Council considered and adopted a resolution approving the FY2021-22 through FY2025-26 Measure I Five-Year Capital Project Needs Analysis (CPNA) and authorized the City Manager to approve changes to the plan as may be required by the City and/or San Bernardino County Transportation Authority (SBCTA).

RESOLUTION NO. 2020-154 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING THE MEASURE I FIVE-YEAR CAPITAL PROJECT NEEDS ANALYSIS FOR FY 2021-22 TO FY 2025-26.

7. A RESOLUTION CONTINUING THE EXISTENCE OF A LOCAL EMERGENCY FOR THE 2020 CORONAVIRUS PANDEMIC

The City Council adopted a resolution continuing the Proclamation of Local Emergency for the 2020 Coronavirus Pandemic until further notice with an update scheduled for the October 6, 2020 City Council Meeting unless canceled sooner.

RESOLUTION NO. 2020-155 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, PROCLAIMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY AND DIRECT THE EMERGENCY ORGANIZATION OF THE CITY OF ONTARIO TO TAKE ALL NECESSARY STEPS FOR THE PROTECTION OF LIFE, HEALTH AND SAFETY IN THE CITY OF ONTARIO.

8. FIRST AMENDMENT TO THE CONSOLIDATED PLAN ANNUAL ACTION PLAN FOR THE 2020-21 PROGRAM YEAR

The City Council approved the First Amendment to the FY2020-24 Consolidated Plan and FY2020-21 Annual Action Plan and authorized the City Manager to take all actions necessary or desirable to implement the Substantial Amendment.

9. GOODS AND SERVICES AGREEMENTS FOR VEHICLE COLLISION REPAIR SERVICES/CALIFORNIA COLLISION CENTER/TOP GUN PAINT AND BODY/LOS ANGELES TRUCK CENTER/INLAND BODY & PAINT

The City Council authorized the City Manager to execute three-year Goods and Services Agreements with California Collision Center of Ontario, California, Top Gun Paint and Body of Ontario, California, Los Angeles Truck Center of Whittier, California, and Inland Body & Paint Center of Fontana, California for vehicle collision repairs with an estimated total value of \$240,000; and authorized the option to extend the agreements for up to two additional years consistent with City Council approved budgets.

10. AWARD OF BID FOR PROCUREMENT OF POLICE UNIFORMS AND ALTERATION/PRISTINE UNIFORMS LLC/LA POLICE GEAR, INC.

The City Council approved and authorized the City Manager to execute three-year Goods and Services Agreements for the procurement of police uniforms and alteration services at set pricing per Bid Invitation #1346 with Pristine Uniforms, LLC of Rancho Cucamonga, California and LA Police Gear, Inc. of Valencia, California and authorized the City Manager to extend the agreements for up to two additional years.

MOTION UNANIMOUSLY CARRIED: Mayor Leon and Resolution Nos. 2020-152, 2020-153, 2020-154, and 2020-155, unanimously adopted by those present.

PUBLIC HEARINGS

- 11. A PUBLIC HEARING TO CONSIDER: [1] A GENERAL PLAN AMENDMENT (FILE NO. PGPA18-002) TO MODIFY THE POLICY PLAN (GENERAL PLAN) LAND USE PLAN (EXHIBIT LU-01) COMPONENT OF THE ONTARIO PLAN, CHANGING THE LAND USE DESIGNATION ON APPROXIMATELY 46 ACRES OF LAND FROM GENERAL COMMERCIAL AND BUSINESS PARK TO 4.13 ACRES OF NEIGHBORHOOD COMMERCIAL, 3.51 ACRES OF BUSINESS PARK, AND 39 ACRES OF INDUSTRIAL; [2] MODIFY THE FUTURE BUILDOUT TABLE (EXHIBIT LU-03) TO BE CONSISTENT WITH THE LAND USE DESIGNATION CHANGES; AND [3] AN AMENDMENT (FILE NO. PSPA18-003) TO THE EDENGLLEN SPECIFIC PLAN TO CHANGE THE LAND USE DESIGNATION FROM COMMUNITY COMMERCIAL, COMMERCIAL/ BUSINESS PARK FLEX ZONE, AND BUSINESS PARK/LIGHT INDUSTRIAL, TO 4.13 ACRES OF NEIGHBORHOOD COMMERCIAL, 3.51 ACRES OF BUSINESS PARK, AND 39 ACRES OF LIGHT INDUSTRIAL, INCLUDING UPDATES TO THE DEVELOPMENT STANDARDS, EXHIBITS, AND TEXT CHANGES TO REFLECT THE PROPOSED LAND USES. THE PROJECT SITE IS LOCATED AT THE SOUTHWEST CORNER OF RIVERSIDE DRIVE AND HAMNER AVENUE (APNS: 0218-171-21 AND 0218-171-27)**

Item pulled to be re-advertised and considered at a future meeting.

12. **A PUBLIC HEARING TO CONSIDER AN ORDINANCE APPROVING THE DEVELOPMENT AGREEMENT (FILE NO. PDA18-006) BETWEEN THE CITY OF ONTARIO AND ONTARIO CC, LLC., TO ESTABLISH THE TERMS AND CONDITIONS FOR THE DEVELOPMENT OF TENTATIVE PARCEL MAP 20027 (FILE NO. PMTT18-009), FOR A 46.64-ACRE PROPERTY LOCATED AT THE SOUTHWEST CORNER OF RIVERSIDE DRIVE AND HAMNER AVENUE, WITHIN THE PROPOSED NEIGHBORHOOD COMMERCIAL, BUSINESS PARK AND LIGHT INDUSTRIAL LAND USE DESIGNATIONS OF THE EDENGLLEN SPECIFIC PLAN (APNS: 0218-171-21 AND 0218-171-27)**

Item pulled to be re-advertised and considered at a future meeting

13. **A PUBLIC HEARING TO CONSIDER CERTIFICATION OF THE ENVIRONMENTAL IMPACT REPORT (SCH#2019050018), INCLUDING THE ADOPTION OF A MITIGATION MONITORING AND REPORTING PROGRAM AND A STATEMENT OF OVERRIDING CONSIDERATIONS, FOR THE FOLLOWING: 1) A GENERAL PLAN AMENDMENT (FILE NO. PGPA18-008) TO MODIFY THE LAND USE PLAN (EXHIBIT LU-01) OF THE POLICY PLAN (GENERAL PLAN) OF THE ONTARIO PLAN TO CHANGE THE LAND USE DESIGNATIONS FOR 85.6 ACRES OF LAND FROM GENERAL COMMERCIAL, OFFICE COMMERCIAL, AND LOW-MEDIUM DENSITY RESIDENTIAL (5.1-11 DWELLING UNITS PER ACRE) TO BUSINESS PARK AND GENERAL INDUSTRIAL, AND MODIFY THE FUTURE BUILDOUT TABLE (EXHIBIT LU-03) TO BE CONSISTENT WITH THE LAND USE DESIGNATION CHANGES; AND 2) A SPECIFIC PLAN (FILE NO. PSP18-002 - ONTARIO RANCH BUSINESS PARK) TO ESTABLISH THE LAND USE DISTRICTS, DEVELOPMENT STANDARDS, DESIGN GUIDELINES, AND INFRASTRUCTURE IMPROVEMENTS FOR THE POTENTIAL DEVELOPMENT OF UP TO 1,905,027 SQUARE FEET OF GENERAL INDUSTRIAL AND BUSINESS PARK LAND USES ON 85.6 ACRES OF LAND. THE PROJECT SITE IS BORDERED BY EUCALYPTUS AVENUE ON THE NORTH, MERRILL AVENUE ON THE SOUTH, SULTANA AVENUE ON THE EAST, AND EUCLID AVENUE ON THE WEST (APNS: 1054-011-01, 1054-011-02, 1054-011-04; 1054-021-01, 1054-021-02; 1054-271-01, 1054-271-02, 1054-271-03, 1054-281-01, 1054-281-02, and 1054-281-03)**

The City Council considered and adopted a resolution certifying the Environmental Impact Report (SCH#2019050018) prepared for Ontario Ranch Business Park Specific Plan, File No. PSP18-002, which includes the adoption of a Statement of Overriding Considerations and Mitigation Monitoring and Reporting Plan, adopted a resolution approving a General Plan Amendment (File No. PGPA18-008) to modify the Land Use Element of The Ontario Plan (General Plan) to change the land use designations shown on the Land Use Plan Map (Exhibit LU-1) for 85.6 acres of land from General Commercial, Office Commercial, and Low-Medium Density Residential (5.1-11 dwelling units per acre) to Business Park and General Industrial and modify the Future Buildout Table (Exhibit LU-03) to be consistent

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with the land use designation changes, and introduced and waived further reading of an ordinance approving the Ontario Ranch Business Park Specific Plan (File No. PSP18-002).

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.

Irene Chisholm, indicated she was mistakenly placed on comment for Item No. 13, however, she was only interested in speaking to Items 11 and 12.

Hearing no one else, Mayor Leon closed the public hearing.

MOTION: Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous roll call vote to adopt Resolution Nos. 2020-159, 2020-160 and introduced Ordinance No. 3168.

RESOLUTION NO. 2020-159 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT (SCH# 2019050018) PREPARED FOR THE ONTARIO RANCH BUSINESS PARK SPECIFIC PLAN (FILE NO. PGPA18-008 AND PSP18-002) AND ADOPTING ENVIRONMENTAL FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, A STATEMENT OF OVERRIDING CONSIDERATIONS, AND A MITIGATION MONITORING AND REPORTING PLAN (APNS 1054-011-01, 1054-011-02, 1054-011-04; 1054-021-01, 1054-021-02; 1054-271-01, 1054-271-02, 1054-271-03; AND 1054-281-01, 1054-281-02, 1054-281-03).

RESOLUTION NO. 2020-160 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PGPA18-008, AN AMENDMENT TO THE LAND USE ELEMENT OF THE POLICY PLAN (GENERAL PLAN), REVISING EXHIBIT LU-01 (OFFICIAL LAND USE PLAN) AND EXHIBIT LU-03 (FUTURE BUILDOUT), AFFECTING PROPERTIES BOUNDED BY EUCALYPTUS AVENUE ON THE NORTH, MERRILL AVENUE ON THE SOUTH, SULTANA AVENUE ON THE EAST, AND EUCLID AVENUE ON THE WEST, FROM GENERAL COMMERCIAL (0.4 FAR), OFFICE COMMERCIAL (0.75 FAR), AND LOW-MEDIUM DENSITY RESIDENTIAL (5.1-11 DWELLING UNITS PER ACRE) TO BUSINESS PARK (0.6 FAR) AND INDUSTRIAL (0.55 FAR), AND MAKING FINDINGS IN SUPPORT THEREOF — APNS: 1054-011-01, 1054-011-02, 1054-011-04; 1054-021-01, 1054-021-02; 1054-271-01, 1054-271-02, 1054-271-03, 1054-281-01, 1054-281-02, AND 1054-281-03 (PART OF CYCLE 2 FOR THE 2020 CALENDAR YEAR).

ORDINANCE NO. 3168 (First Reading) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PSP18-002, THE ONTARIO RANCH BUSINESS PARK SPECIFIC PLAN, TO ESTABLISH LAND USE DISTRICTS, DEVELOPMENT STANDARDS, DESIGN GUIDELINES, AND INFRASTRUCTURE IMPROVEMENTS FOR THE POTENTIAL DEVELOPMENT OF UP TO 1,905,027 SQUARE FEET OF GENERAL INDUSTRIAL AND BUSINESS PARK LAND USES ON 85.6 ACRES OF LAND. THE PROJECT SITE IS GENERALLY BORDERED BY EUCALYPTUS AVENUE ON THE NORTH, MERRILL AVENUE ON THE SOUTH, SULTANA AVENUE ON THE EAST, AND EUCLID AVENUE ON THE WEST, AND MAKING FINDINGS IN SUPPORT THEREOF—APNS: 1054-011-01, 1054-011-02, 1054-011-04; 1054-021-01, 1054-021-02; 1054-271-01, 1054-271-02, 1054-271-03, 1054-281-01, 1054-281-02, AND 1054-281-03.

14. RESOLUTIONS OF NECESSITY FOR THE ACQUISITION BY EMINENT DOMAIN OF FEE INTERESTS IN CERTAIN REAL PROPERTIES LOCATED ON GROVE AVENUE, BON VIEW AVENUE, AND MAIN STREET

The City Council conducted a public hearing and adopted Resolutions of Necessity declaring that the acquisition fee interests in certain real properties located on Grove Avenue, Bon View Avenue, and Main Street, more particularly described as Assessor Parcel Nos. 1049-161-18; 1049-161-19; 1049-121-26; 1049-121-27; 1049-121-28; and 1049-194-20 (“Properties”), for the mitigation of airport impacts and the elimination of blight (“Project”) in Ontario, California.

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

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 Bowman, seconded by Council Member Valencia and carried by unanimous roll call vote to adopt Resolution Nos. 2020-161 and 2020-162.

RESOLUTION NO. 2020-161 A RESOLUTION OF NECESSITY OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR THE ACQUISITION BY EMINENT DOMAIN OF FEE INTERESTS IN CERTAIN REAL PROPERTY LOCATED ON GROVE AVENUE IN ONTARIO, MORE PARTICULARLY DESCRIBED AS ASSESSOR PARCEL NOS. 1049-161-18 AND 1049-161-19, FOR MITIGATION OF AIRPORT IMPACTS AND ELIMINATION OF BLIGHT IN THE CITY OF ONTARIO, CALIFORNIA.

RESOLUTION NO. 2020-162 A RESOLUTION OF NECESSITY OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR THE ACQUISITION BY EMINENT DOMAIN OF A FEE INTEREST IN CERTAIN REAL PROPERTY LOCATED ON BON VIEW AVENUE AND MAIN STREET IN ONTARIO, MORE PARTICULARLY DESCRIBED AS ASSESSOR PARCEL NOS. 1049-121-26, 1049-121-27, 1049-121-28 AND 1049-194-20, FOR MITIGATION OF AIRPORT IMPACTS AND ELIMINATION OF BLIGHT IN THE CITY OF ONTARIO, CALIFORNIA.

15. A PUBLIC HEARING REGARDING AN ECONOMIC DEVELOPMENT SUBSIDY REPORT AND OPERATING COVENANT AGREEMENT BETWEEN THE CITY OF ONTARIO AND NIKE RETAIL SERVICES, INC. PURSUANT TO GOVERNMENT CODE SECTION 53083.1; AND CONSIDERATION OF A RESOLUTION ACCEPTING THE ECONOMIC DEVELOPMENT SUBSIDY REPORT, APPROVING THE OPERATING COVENANT AGREEMENT AND MAKING RELATED FINDINGS

The City Council adopted the resolution accepting the Economic Development Subsidy Report prepared pursuant to Government Code Section 53083.1 regarding an Operating Covenant Agreement (on file in the Records Management Department) by and between the City of Ontario and NIKE Retail Services, Inc., hereinafter referred to as "NIKE". Adopted a resolution approving the Operating Covenant Agreement and authorizing the City Manager to execute the Agreement, and making related findings; and directed City staff to file a Notice of Exemption based upon the City Council's finding that the impacts for this agreement is not a project and subject to environmental review and that there is no possibility that the activity in question may have a significant effect on the environment.

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

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

City Manager Ochoa gave a brief presentation regarding the item.

MOTION: Moved by Council Member Valencia, seconded by Council Member Bowman and carried by unanimous roll call vote to adopt Resolution No. 2020-163.

RESOLUTION NO. 2020-163 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ACCEPTING THE ECONOMIC DEVELOPMENT SUBSIDY REPORT PREPARED PURSUANT TO GOVERNMENT CODE SECTION 53083.1 REGARDING THE DEVELOPMENT OF AN E-COMMERCE DISTRIBUTION FACILITY BY NIKE RETAIL SERVICES, INC. IN THE CITY OF ONTARIO AND APPROVING AN OPERATING COVENANT AGREEMENT.

ADMINISTRATIVE REPORTS/DISCUSSION/ACTION

16. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO APPROVING AN EQUIPMENT LEASE/PURCHASE AGREEMENT AND ESCROW AND ACCOUNT CONTROL AGREEMENT AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH RELATING TO THE FINANCING OF CERTAIN EQUIPMENT FOR THE CITY

The City Council adopted a resolution approving an Equipment Lease/Purchase Agreement and an Escrow and Account Control Agreement and authorized certain other actions therewith (collectively, “the Lease Agreement”), between the City and Banc of America Public Capital Corp (“BAPCC”) to finance the implementation of certain energy related improvements to City facilities.

MOTION: Moved by Mayor Leon, seconded by Council Member Bowman and carried by unanimous roll call vote to adopt Resolution No. 2020-164 with the amendment that the City Manager may not execute any financial instruments until such time as Climatec and/or its parent company present a surety that is satisfactory to the City Manager, City Attorney, and Financial Services Agency Executive Director.

RESOLUTION NO. 2020-164 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING EQUIPMENT LEASE/PURCHASE AGREEMENTS AND ESCROW AND ACCOUNT CONTROL AGREEMENTS AND AUTHORIZING CERTAIN ACTIONS IN CONNECTION THEREWITH RELATING TO THE FINANCING OF CERTAIN EQUIPMENT FOR THE CITY.

STAFF MATTERS

City Manager Ochoa announced that this was the last regular meeting for Assistant City Manager Boling, Chief Innovation Officer Ellsworth, and Economic Executive Director Andrews and thanked them for their commitment to the City.

Mayor pro Tem Dorst-Porada thanked the retiring staff members and added that she will be saying her good-bye in person.

Council Member Wapner extended his best wishes and noted that they have done an incredible job.

Council Member Bowman reserved the opportunity to extend his gratitude in person.

Council Member Valencia reserved the opportunity to extend his gratitude in person.

Mayor Leon wished them the best of success and thanked them for their service to the City.

COUNCIL MATTERS

APPOINTMENT TO THE MUSEUM BOARD OF TRUSTEES

City Manager Ochoa stated that Museum Board applications were forwarded to Council Member Bowman for his review. After his review, Council Member Bowman selected artist and Ontario resident Jerry Weems. Mr. Weems has been involved with the Ontario Museum of Art for many years. He has served as guest curator for the Museum's Seminal Diversity and Inclusion exhibit. Since 2018, Mr. Weems has served on the Board of Directors of the Museum Associates. As a result, Council Member Bowman was very excited to bring Mr. Jerry Weems forward for Council consideration.

MOTION: Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous roll call vote to appoint Mr. Jerry Weems to the Museum Board of Trustees.

COUNCIL COMMENTS

Mayor pro Tem Dorst-Porada reminded everyone of the Police Museum Car Show.

Council Member Wapner wished City Manager Ochoa a happy birthday. He thanked City Manager Ochoa for getting the City through this recession.

Council Member Bowman wished City Manager Ochoa a happy birthday and added that he wanted to keep police and fire in prayers for their safety.

Council Member Valencia thanked individuals who have reached out to him regarding his fellow deputy colleagues who were shot in the line of duty. He added that he was honored to attend an event with OFD and OPD where desks were delivered to children in need and thanked them.

Mayor Leon noted the difficulty of witnessing a fallen soldier return home, Sgt. Tyler Shelton. He added that the City of Ontario makes sure people are cared for in light of tragedy.

ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:55 p.m. to the next regular meetings to be held on Tuesday, October 6, 2020.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/CHAIRMAN