

**ONTARIO CITY COUNCIL/
ONTARIO HOUSING AUTHORITY
MINUTES
November 6, 2018**

JOINT MEETINGS

Regular meetings of the Ontario City Council/Ontario Housing Authority were held on Tuesday, November 6, 2018, 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., and requested the City Clerk call the roll.

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

ABSENT: Council/Authority Member: None

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

The Pledge of Allegiance was led by Council Member Valencia.

Pastor David Gaunt, Sunrise Church, provided the Invocation.

PUBLIC COMMENTS

Peggy Larrick expressed concern and presented a petition asking that three live California Oak trees and a 187 year old Cork tree be saved on Transit Street. She explained that she understood that the trees were being considered for removal in connection with a downtown housing project. Council Member Dorst-Porada clarified that the trees are not being removed.

Dan LeBouf, representing the Greater Ontario Business Council, provided an update on coming events. He expressed hopes that everyone had already voted, noting the polls were open until 8:00 p.m. He announced the Good Morning Ontario event on November 7, 2018 with Library Director Shawn Thrasher as the speaker. He further announced that in November there are events specifically targeted at Veterans, including County Supervisor Hagman's Veteran's Claims event on November 8, 2018 from 10:00 a.m. to 2:00 p.m. Finally he noted the "Get It Right From the Start" event on November 13, 2018 from 9:00 a.m. to noon as well as the Holiday Lunch on

November 19, 2018 at 11:30 a.m. with keynote speaker author Tony A. Rose, presenting the 80-20 rule.

Sylvia Rosas inquired if the City Council could install a stop sign at Acacia and Sultana. She stressed the danger at this intersection and noted past conversations with City staff about this issue. City Manager Ochoa asked that she speak with Assistant City Manager Boling.

D'Andre Lampkin commented on the Lampkin Foundation Scholarship program and noted that it had been increased this year to one \$1,000 scholarship and two \$500 scholarships. He detailed the program and eligibility requirements.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Ochoa reported that there were added materials relative to Item #3 of this agenda, reflecting payments received up to 9:00 a.m. this morning. He noted that at this point the charges amounted to \$98,017.14 related to 157 parcels.

CONSENT CALENDAR

MOTION: Moved by Council Member Bowman, seconded by Council Member Dorst-Porada and carried by unanimous vote to approve the Consent Calendar as presented.

1. APPROVAL OF MINUTES

City Council approved Minutes for the regular meeting of the City Council and Housing Authority of October 2, 2018, as on file in the Records Management Department.

2. BILLS/PAYROLL

City Council approved **Bills** for the period September 9, 2018 through September 22, 2018 in the amount of \$11,922,548.41 and **Payroll** for the period September 9, 2018 through September 22, 2018, in the amount of \$3,509,317.66, when audited by the Finance Committee.

3. 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 special assessments on the San Bernardino County Tax Rolls. The total charges amounted to \$98,017.14 on 157 parcels

RESOLUTION NO. 2018-147 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.

4. ACCEPT WRITTEN PETITIONS TO CREATE A COMMUNITY FACILITIES DISTRICT; ADOPT A RESOLUTION OF INTENTION TO ESTABLISH CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 44 (ESPERANZA SERVICES); AND TO AUTHORIZE THE ASSOCIATED LEVY OF SPECIAL TAXES

City Council:

- (A) Accepted written petitions from Lennar Homes of California, Inc., located in Corona, California, GDC INVESTMENTS 6, L.P., located in San Diego, California, and GDCI-RCCD, L.P., located in San Diego, California, to create a community facilities district (“CFD”), and to waive certain procedural matters, under the Mello-Roos Community Facilities Act of 1982; and
- (B) Adopted a Resolution of Intention to establish City of Ontario Community Facilities District No. 44 (Esperanza Services), authorized the associated levy of special taxes therein; and set a public hearing for the formation of the CFD as part of the regularly scheduled City Council meeting on Tuesday, December 18, 2018.

RESOLUTION NO. 2018-148 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF INTENTION TO ESTABLISH A COMMUNITY FACILITIES DISTRICT PROPOSED TO BE NAMED CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 44 (ESPERANZA SERVICES) AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES.

5. AWARD OF BIDS FOR THE PROCUREMENT OF A POLICE TACTICAL RESPONSE VEHICLE AND AN ELEVATED RAMP SYSTEM/LENCO ARMORED VEHICLES/PATRIOT3, INC.

City Council took the following actions:

- (A) Awarded Bid No. 1030 for the purchase and delivery of an armored response vehicle from Lenco Armored Vehicles of Pittsfield, Massachusetts, in the amount of \$317,608;
- (B) Awarded Bid No. 1031 for the purchase and delivery of an Elevated Ramp System from Patriot3, Inc. of Fredericksburg, Virginia, in the amount of \$191,490; and

- (C) Authorized the City Manager, or his designee, to execute all documents necessary to effect the purchase, delivery, and preparation for operational readiness of the tactical response vehicle and elevated ramp; including schedules and change orders with the respective equipment suppliers up to the appropriations limits authorized by the approved UASI grant spending plan.

6. CONSTRUCTION CONTRACT FOR THE ACQUISITION AND INSTALLATION OF NEW WORKSTATIONS AND FURNITURE FOR THE ONTARIO MUNICIPAL SERVICES CENTER (OMSC) ADMINISTRATIVE OFFICES/KIRKSEY & CO.

City Council awarded the Construction Contract for the Acquisition and Installation of New Workstations, and Furniture for the OMSC Administrative Office located at 1425 South Bon View Avenue to Kirksey & Co. of Irvine, California, OMUC Contract No. 1028, in the amount of \$109,152 plus a 15% contingency of \$16,373 for a total amount of \$125,525; and authorized the City Manager to execute said contract and file a Notice of Completion at the conclusion of all construction activities related to the project.

MOTION UNANIMOUSLY CARRIED: Mayor Leon declared City Council Resolution Nos. 2018-147, and 2018-148 unanimously adopted.

PUBLIC HEARINGS

7. A PUBLIC HEARING TO CONSIDER THE SALE OF CITY-OWNED PROPERTY; IN ACCORDANCE WITH GOVERNMENT CODE SECTION 37420 ET. SEQ., MAKING CERTAIN FINDINGS; AND ADOPTION OF A RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF ONTARIO AND BRAND PACIFIC CONSTRUCTION INCORPORATED, FOR BUILDING

City Council conducted a public hearing to consider the sale of City-owned property; and adopt a resolution approving a Purchase and Sale Agreement ("Agreement") between the City of Ontario ("City") and Brand Pacific Construction Incorporated ("Developer"); and authorized the City Manager to execute the Agreement and all other documents required for implementation of the Agreement.

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 Bowman and carried by unanimous vote to adopt Resolution No. 2018-149.

RESOLUTION NO. 2018-149 A RESOLUTION OF THE CITY COUNCIL OF THE OF ONTARIO, CALIFORNIA, APPROVING THE SALE OF PROPERTY PURSUANT TO A PURCHASE AND SALE AGREEMENT BY AND BETWEEN THE CITY OF ONTARIO AND BRAND PACIFIC CONSTRUCTION INCORPORATED FOR PROPERTY LOCATED AT 200 NORTH EUCLID AVENUE (APN: 1048-552-19).

8. A PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION TO VACATE TRANSIT STREET FROM FERN AVENUE TO VINE AVENUE

City Council conducted a public hearing to consider adoption of a resolution to vacate Transit Street from Fern Avenue to Vine Avenue.

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.

Council Member Bowman noted the concerns for protection of historic trees in this area.

MOTION: Moved by Council Member Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2018-150.

RESOLUTION NO. 2018-150 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE VACATION OF TRANSIT STREET FROM FERN AVENUE TO VINE AVENUE.

9. A PUBLIC HEARING TO CONSIDER A RESOLUTION CALLING A SPECIAL ELECTION TO LEVY A SPECIAL TAX WITHIN TERRITORY PROPOSED TO BE ANNEXED TO CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 27 (NEW HAVEN SERVICES)

City Council considered and:

- (A) Adopted a resolution calling a special election for Community Facilities District No. 27 (New Haven Services) to levy a special tax within territory proposed to be annexed to the community facilities district;
- (B) Adopted a resolution declaring results of special election, determining that certain territory is added to and part of City of Ontario Community Facilities District No. 27 (New Haven Services), approving of a consolidated boundary map and directing recording of a notice of annexation; and

- (C) Introduced and waived further reading of an ordinance levying special taxes within certain territory annexed to City of Ontario Community Facilities District No. 27 (New Haven Services).

Notice of public hearing has been 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 Dorst-Porada and carried by unanimous vote to adopt Resolution No. 2018-151.

RESOLUTION NO. 2018-151 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING A SPECIAL ELECTION TO LEVY A SPECIAL TAX WITHIN TERRITORY PROPOSED TO BE ANNEXED TO CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 27 (NEW HAVEN SERVICES).

Assistant City Clerk Kasad opened the two property owner ballots and reported that both were in support of the levy of the special tax.

MOTION: Moved by Council Member Bowman, seconded by Council Member Valencia and carried by unanimous vote to adopt Resolution No. 2018-152.

RESOLUTION NO. 2018-152 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING RESULTS OF SPECIAL ELECTION, DETERMINING THAT CERTAIN TERRITORY IS ADDED TO AND PART OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 27 (NEW HAVEN SERVICES) AND DIRECTING RECORDING OF A NOTICE OF ANNEXATION.

MOTION: Moved by Council Member Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to introduce and waive further reading of Ordinance No. 3119.

ORDINANCE NO. 3119 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN CERTAIN TERRITORY ANNEXED TO CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 27 (NEW HAVEN SERVICES).

10. A PUBLIC HEARING TO CONSIDER AN ORDINANCE AMENDING CHAPTER 6, TITLE 2, OF THE ONTARIO MUNICIPAL CODE CONCERNING THE PROCUREMENT OF PUBLIC PROJECTS

City Council considered amending Chapter 6 of Title 2 of the Ontario Municipal Code to amend the formal and informal bidding thresholds.

Notice of public hearing has been 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 Bowman, seconded by Council Member Valencia and carried by unanimous vote to introduce and waive further reading of Ordinance No. 3120.

ORDINANCE NO. 3120 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, TO AMEND CHAPTER 6 OF TITLE 2 OF THE ONTARIO MUNICIPAL CODE CONCERNING THE PROCUREMENT OF PUBLIC PROJECTS.

STAFF MATTERS

City Manager Ochoa had no comments.

COUNCIL MATTERS

Mayor pro Tem Wapner inquired about a past request by Council Member Dorst-Porada regarding additional funding for Museum storage, and requested that it be included on the next agenda. He noted the Council Member Bowman had recently been appointed to a leadership position on the Chino Basin Desalter Authority. He further noted that as the President of SCAG, one of their important issues is the Regional Transportation Plan; and in his role he has established a new Committee of Emerging Technology. Wapner announced that he would be appointing Mayor Leon to serve as one of the charter members of that committee, and noted the benefits to the City and the Region. Mayor Leon thanked Mayor pro Tem Wapner for this appointment.

ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:00 p.m. and announced that the next regular meetings will be held on Tuesday, November 20, 2018.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/CHAIRMAN