

**ONTARIO CITY COUNCIL AND
ONTARIO HOUSING AUTHORITY
MINUTES
November 7, 2017**

JOINT MEETINGS

Regular meetings of the Ontario City Council and Ontario Housing Authority were held on Tuesday, November 7, 2017 at 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 6:32 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 Al C. Boling, City Attorney/Legal Counsel John Brown and City Clerk/Secretary Sheila Mautz.

The Pledge of Allegiance was led by Mayor pro Tem Wapner.

The Invocation was provided by *Pastor Donald Rucker*, First Church of the Nazarene.

PUBLIC COMMENTS

Peggi Hazlett, representing the Ontario Chamber of Commerce, announced the grand reopening of the University of Phoenix facility on Guasti. She thanked everyone who stepped forward in support of the military banner program and requested continued assistance in monitoring and reporting damage to the banners with the recent winds. She announced Good Morning Ontario on December 6th and encouraged everyone to Shop Small on the Saturday after Thanksgiving. She noted that the Chamber is cancelling their annual Gala due to a scheduling conflict with the annual tree lighting ceremony on Friday, December 1st.

Ira Newman, representing Action Embroidery Corporation, commented on his 31 years of doing business in the City. He explained the history of his business as the primary supplier of embroidered patches for the U.S. Military, local police, fire, etc., with a total of about 250 employees.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Boling reported no updated materials or announcements.

CONSENT CALENDAR

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

1. APPROVAL OF MINUTES

Approved Minutes for the regular meeting of the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency of October 3, 2017, as on file in the Records Management Department.

2. BILLS/PAYROLL

Approved **Bills** for the period September 10, 2017 through September 23, 2017 in the amount of \$8,865,907.24 and **Payroll** for the period September 10, 2017 through September 23, 2017, in the amount of \$3,484,148.50, when audited by the Finance Committee.

3. JOINT TRAFFIC SIGNAL AND SAFETY LIGHTING MAINTENANCE AGREEMENT WITH THE CITIES OF FONTANA AND JURUPA VALLEY

City Council approved a Joint Traffic Signal and Safety Lighting Maintenance Agreement between the cities of Ontario, Fontana, and Jurupa Valley with an estimated annual value of \$17,000; and authorized the City Manager to execute said agreement and any future amendments within the City Council approved budgets.

4. MAINTENANCE SERVICES AGREEMENT FOR TRAFFIC SIGNALS AND STREET LIGHTING FACILITIES BETWEEN THE CITY OF ONTARIO AND THE ONTARIO INTERNATIONAL AIRPORT AUTHORITY

City Council approved a Maintenance Services Agreement between the City of Ontario and the Ontario International Airport Authority (OIAA) for the City of Ontario to provide maintenance services for traffic signals and street lighting facilities on designated intersections within the Ontario International Airport; and authorized the City Manager to execute said agreement and any future amendments within the City Council approved budgets.

5. PURCHASE OF FLEET VEHICLES/NATIONAL AUTO FLEET GROUP/MK SMITH

City Council took the following actions:

- (A) Authorized the cooperative purchase and delivery of one Ford F450 truck in the amount of \$60,216 for the Police Department, from National Auto Fleet Group of Watsonville, California, consistent with the terms and conditions of the National Joint Powers Alliance (NJPA) Cooperative Contract 120716-NAF; and
- (B) Confirmed the purchase and delivery of one Chevrolet Tahoe SUV in the amount of \$56,544 from MK Smith of Chino, California, consistent with the terms and conditions of Bid No. 857.

6. ACCEPT A WRITTEN PETITION TO ANNEX TERRITORY TO THE EXISTING CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 23 (PARK PLACE SERVICES), AUTHORIZE A RESOLUTION OF INTENTION TO ANNEX TERRITORY AND TO LEVY SPECIAL TAXES THEREIN

City Council:

- (A) Accepted a written petition from SL Ontario Development Company located in Upland, California, to annex territory to City of Ontario Community Facilities District No. 23 (Park Place Services) (the "CFD"), and to waive certain procedural matters, under the Mello-Roos Community Facilities Act of 1982; and
- (B) Adopted a Resolution of Intent to annex territory to the CFD, authorized the levy of special taxes therein, and set a public hearing for the annexation to the CFD as part of the regularly scheduled City Council meeting scheduled for Tuesday, December 19, 2017.

RESOLUTION NO. 2017-129 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF INTENTION TO ANNEX TERRITORY TO CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 23 (PARK PLACE SERVICES) AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN.

7. AN ORDINANCE LEVYING SPECIAL TAXES WITHIN CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 35 (COUNTRYSIDE PHASE 2 SOUTH - FACILITIES)

City Council adopted an ordinance levying special taxes within City of Ontario Community Facilities District No. 35 (Countryside Phase 2 South - Facilities). Introduction and first reading of said Ordinance took place at a regular meeting of the City Council on October 17, 2017.

ORDINANCE NO. 3082 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 35 (COUNTRYSIDE PHASE 2 SOUTH - FACILITIES).

PUBLIC HEARINGS

8. **A PUBLIC HEARING TO CONSIDER A DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE ONTARIO HOUSING AUTHORITY AND NATIONAL COMMUNITY RENAISSANCE OF CALIFORNIA FOR THE DEVELOPMENT OF A 101-UNIT HOUSING DEVELOPMENT, LOCATED ON 4.18 ACRES OF LAND BORDERED BY HOLT BOULEVARD ON THE SOUTH, NOCTA STREET ON THE NORTH, VIRGINIA AVENUE ON THE WEST, AND RESIDENTIALLY DEVELOPED PROPERTIES ON THE EAST; AND A GRANT AGREEMENT BETWEEN THE CITY OF ONTARIO AND THE ONTARIO HOUSING AUTHORITY, IN AN AMOUNT OF \$2,000,000**

City Council (“City”) and the Ontario Housing Authority Board (“Authority”):

- (A) Held a Public Hearing to adopt resolutions approving the Disposition and Development Agreement (“Agreement”) between the Authority and National Community Renaissance of California (“Developer”); and
- (B) Approved the Grant Agreement (“Grant Agreement”) between the City and the Authority, in an amount of \$2,000,000.

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 Nos. OHA-094 and 2017-130 approving the related agreements.

RESOLUTION NO. OHA-094 A RESOLUTION OF THE BOARD OF THE ONTARIO HOUSING AUTHORITY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT WITH NATIONAL COMMUNITY RENAISSANCE OF CALIFORNIA FOR DEVELOPMENT OF A MULTIFAMILY, RENTAL HOUSING PROJECT AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH.

RESOLUTION NO. 2017-130 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A DISPOSITION AND DEVELOPMENT AGREEMENT WITH NATIONAL COMMUNITY RENAISSANCE OF CALIFORNIA FOR DEVELOPMENT OF A MULTIFAMILY, RENTAL HOUSING PROJECT AND MAKING CERTAIN FINDINGS IN CONNECTION THEREWITH.

9. A PUBLIC HEARING TO CONSIDER AN ORDINANCE APPROVING AN AMENDMENT TO THE ONTARIO MUNICIPAL CODE, REESTABLISHING TITLE 4 (PUBLIC SAFETY), CHAPTER 13, TITLED “OFF-STREET PARKING PROHIBITIONS AND RESTRICTIONS”

City Council introduced and waived further reading of an ordinance reestablishing Ontario Municipal Code Title 4 (Public Safety), Chapter 13, titled “Off-Street Parking Prohibitions and Restrictions.”

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.

Mayor pro Tem Wapner noted that through an inadvertant error this section of the Municipal Code had been eliminated rather than moved, as intended by previous city action. In the interim period, some people were issued citations for parking on unpaved surfaces. He requested that the City Manager attempt to refund the fines to any one cited during that time.

MOTION: Moved by Mayor pro Tem Wapner, second by Council Member Bowman and carried by unanimous vote to adopt Ordinance No. 3083, with the refunds to be issued as discussed.

ORDINANCE NO. 3083 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN AMENDMENT TO THE ONTARIO MUNICIPAL CODE, REESTABLISHING CHAPTER 13 OF TITLE 4 (PUBLIC SAFETY), TO BE TITLED “OFF-STREET PARKING PROHIBITIONS AND RESTRICTIONS,” AND MAKING FINDINGS IN SUPPORT THEREOF.

ADMINISTRATIVE REPORTS/DISCUSSION/ACTION

10. A RESOLUTION AUTHORIZING THE ISSUANCE OF SPECIAL TAX BONDS FOR COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES - AREA B)

City Council adopted a resolution authorizing the issuance of special tax bonds for Community Facilities District No. 30 (New Haven Facilities Area B). The resolution:

- (A) Authorized the issuance of special tax bonds for public improvements required to facilitate the development of the New Haven Facilities Area B project;

- (B) Approved the forms of the Indenture of Trust, the Letter of Credit Agreement, the Bond Purchase Agreement, the Continuing Disclosure Agreement, and the Preliminary Official Statement;
- (C) Authorized a negotiated sale of the special tax bonds to Stern Brothers & Co. (the “Underwriter”) in accordance with the terms of the Bond Purchase Agreement; and
- (D) Authorized the execution of the Indenture of Trust, the Letter of Credit, 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 Council Member Valencia to adopt Resolution No 2017-131.

RESOLUTION NO. 2017-131 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE ISSUANCE OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES - AREA B) SPECIAL TAX BONDS, SERIES 2017, IN AN AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED \$14,000,000, AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDENTURE, A LETTER OF CREDIT AGREEMENT, 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

None.


COUNCIL MATTERS

Council Member Valencia congratulated the Police K-9 units for a recent award at the K-9 competition in Riverside. He also gave a shout out to Veterans and their families in light of upcoming Veterans Day. He also noted that this is the most difficult time of the year for people with mental illness and stressed that assistance is available through a multitude of resource providers.

ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 6:49 p.m. and announced the next regular meetings on Tuesday, November 21, 2017.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/CHAIRMAN