

**ONTARIO CITY COUNCIL/  
ONTARIO HOUSING AUTHORITY  
MINUTES  
July 18, 2017**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council/Ontario Housing Authority were held on Tuesday, July 18, 2017 at the Ontario City Hall, 303 East B Street, Ontario, California.

**CLOSED SESSION**

Mayor Leon called the City Council and Housing Authority meetings to order at 6:00 p.m., and inquired whether persons were present who wished to speak to the Closed Session item. Hearing no one, the City Council recessed to Closed Session at 6:01 p.m. for discussion of the following:

- GC 54956.9 (d)(1), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *John Doe v. City of Ontario, United States District Court, Central District of California, Case No. 5:17-cv-00682-JBG-SP*
- GC 54957.6, CONFERENCE WITH LABOR NEGOTIATOR: Al C. Boling regarding American Federation of State, County and Municipal Employees; Teamsters Local 1932; and Association of Ontario Management Employees.
- GC 54957.6, CONFERENCE WITH LABOR NEGOTIATOR: Al C. Boling regarding Ontario Professional Firefighters, Local 1430

**CALL TO ORDER – OPEN SESSION**

Mayor Leon called the City Council/Housing Authority meetings to order at 6:30 p.m., and requested the City Clerk call the roll.

<b>PRESENT:</b>	Mayor/Chairman	Paul S. Leon
	Mayor pro Tem/Vice Chairman	Debra Dorst-Porada
	Council/Authority Members:	Alan D. Wapner, Jim W. Bowman 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 Council Member Bowman.

*Pastor Azriel Joaquin*, The Light of the World Church, provided the Invocation.

## **CLOSED SESSION REPORT**

City Attorney Brown indicated that all matters listed on the agenda were discussed and direction was given to staff; however, there was no reportable action.

City Attorney Brown also introduced his firm's summer associates: Annie Lin, Daniella Hernandez, Abraham Galvan Sanchez, Heraclio Pimentel and Alexander Velto who have all spent time at the Ontario office of Best Best and Krieger this year.

## **PUBLIC COMMENTS**

Peggi Hazlett, *CEO of the Ontario Chamber of Commerce*, commended Best Best and Krieger for its use of interns and noted the work of the Chamber's summer intern. She encouraged other businesses to consider using interns as a way to gain valuable work experience. She announced the upcoming Good Morning Ontario on August 2, 2017, featuring Chaffey Joint Union High School District Superintendent Mat Holton; and the next Pancakes and Politics event on the topic of sanctuary cities scheduled for July 27, 2017.

Gary Gilen, noted that he does not live in Ontario, but he sees Ontario Council Members at numerous events. He commented on Council Member Wapner's participation on other agency boards such as SANBAG and SCAG, and his support of legislation.

Stephen Rogers read a letter he sent to the City's Human Resources Department requesting a meeting to discuss restoration of his retirement account and noted an action at SANBAG which he will pursue through a "Complaint of Retribution".

Tressy Capps, representing *Toll Free I.E.*, commented on support of the I-10 toll lanes by Council Members Wapner and Valencia. She further commented on her lawsuit concerning those lanes and suggested that the lanes would do nothing to alleviate traffic.

## **AGENDA REVIEW/ANNOUNCEMENTS**

City Manager Boling reported that there were no updates or announcements.

## **CONSENT CALENDAR**

**MOTION:** Moved by Mayor pro Tem Dorst-Porada seconded by Council Member Bowman to approve the Consent Calendar as presented.

### **1. APPROVAL OF MINUTES**

Approved Minutes of the regular meetings of the City Council and Housing Authority of June 6 and June 20, 2017, and the special meeting of the City Council and Housing Authority of June 16, 2017 and the special meeting of the City

Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency of June 21, 2017, as on file in the Records Management Department.

**2. BILLS/PAYROLL**

Approved **Bills** for the period May 14, 2017 through June 17, 2017, in the amount of \$13,092,459.32 and **Payroll for the period** May 14, 2017 through June 17, 2017, in the amount of \$6,173,707.64, when audited by the Finance Committee.

**3. DESIGNATION OF VOTING DELEGATES FOR THE LEAGUE OF CALIFORNIA CITIES ANNUAL BUSINESS MEETING**

City Council designated Alan D. Wapner as the City's voting delegate and Debra Dorst-Porada as an alternate for the League of California Cities Annual Business Meeting scheduled for September 15, 2017.

**4. IMPROVEMENT AGREEMENT AND IMPROVEMENT SECURITY FOR FINAL TRACT MAP NO. 16486 FOR PROPERTY LOCATED ON OLIVE STREET APPROXIMATELY 655 FEET EAST OF BAKER AVENUE**

City Council approved and authorized the City Manager to execute an improvement agreement and improvement security for Final Tract Map No. 16486 for property located on Olive Street approximately 655 feet east of Baker Avenue.

**5. A RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18913-4 LOCATED AT THE SOUTHEAST CORNER OF CELEBRATION AVENUE AND PARKVIEW STREET**

City Council adopted a resolution approving an improvement agreement, improvement security and Final Tract Map No 18913-4 located at the southeast corner of Celebration Avenue and Parkview Street within the Subarea-29 Specific Plan area.

**RESOLUTION NO. 2017-080** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FINAL TRACT MAP NO. 18913-4, LOCATED AT THE SOUTHEAST CORNER OF CELEBRATION AVENUE AND PARKVIEW STREET.

**6. AGREEMENTS FOR LANDSCAPE MAINTENANCE AND WATER QUALITY MONITORING AND REPORTING SERVICES FOR THE MILL CREEK WETLANDS FACILITY/BRIGHTVIEW LANDSCAPE SERVICES, INC./GROUP DELTA CONSULTANTS, INC.**

City Council:

- (A) Approved and authorized the City Manager to execute a one-year Maintenance Services Agreement with BrightView Landscape Services, Inc., of Upland, California, to provide landscape maintenance services for the Mill Creek Wetlands facility for an estimated annual amount of \$220,000; and authorized the City Manager to extend the agreement for up to four additional years with future amendments consistent with City Council approved budgets; and
- (B) Approved and authorized the City Manager to execute a one-year Professional Services Agreement with Group Delta Consultants, Inc., of Ontario, California, to provide water quality monitoring and reporting services for the Mill Creek Wetlands facility for an estimated annual amount of \$141,747; and authorized the City Manager to extend the agreement for up to four additional years with future amendments consistent with City Council approved budgets.

**7. A CONSTRUCTION CONTRACT FOR THE FY 2016-17 PAVEMENT REHABILITATION PROJECT AND CDBG FUNDED ALLEY RECONSTRUCTION/ALL AMERICAN ASPHALT**

City Council approved the plans and specifications and awarded a construction contract to All American Asphalt of Corona, California, for the FY 2016-17 Pavement Rehabilitation Project and CDBG Funded Alley Reconstruction for the bid amount of \$4,477,000 plus a 15% contingency of \$671,550 for a total authorized amount of \$5,148,550; and authorized the City Manager to execute related documents necessary and file a notice of completion at the conclusion of all construction activities.

**8. A CONSTRUCTION CONTRACT FOR THE FY 2017-18 COLLECTOR / ARTERIAL, LOCAL STREET MAINTENANCE - SLURRY SEAL AND CDBG PAVEMENT MANAGEMENT REHABILITATION/ALL AMERICAN ASPHALT**

City Council approved the plans and specifications and awarded a construction contract to All American Asphalt, of Corona, California for the City of Ontario FY 2017-18 Collector / Arterial, Local Street Maintenance Slurry Seal and CDBG Pavement Management Rehabilitation in the bid amount of \$1,066,572 plus a fifteen (15%) percent contingency of \$159,986 for a total authorized expenditure of \$1,226,558; and authorized the City Manager to execute said contract and related documents, and file a notice of completion at the conclusion of all construction activities for the project.

**9. ACCEPT A WRITTEN PETITION TO CREATE A COMMUNITY FACILITIES DISTRICT; ADOPT A RESOLUTION OF INTENT TO ESTABLISH CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 39 (NEW HAVEN FACILITIES - AREA C) AND TO AUTHORIZE THE ASSOCIATED LEVY OF SPECIAL TAXES; AND ADOPT A RESOLUTION TO INCUR BONDED INDEBTEDNESS**

City Council:

- (A) Accepted written petition from Brookcal Ontario, LLC. located in Costa Mesa, CA, 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 Intent to establish City of Ontario Community Facilities District No. 39 (New Haven Facilities – Area C); 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, September 5, 2017; and
- (C) Adopted a Resolution to incur bonded indebtedness of proposed Community Facilities District No. 39 (New Haven Facilities – Area C).

**RESOLUTION NO. 2017-081** 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. 39 (NEW HAVEN FACILITIES - AREA C), AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES.

**RESOLUTION NO. 2017-082** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, TO INCUR BONDED INDEBTEDNESS OF THE PROPOSED CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 39 (NEW HAVEN FACILITIES - AREA C).

**10. REJECTION OF BIDS RECEIVED FOR CONCRETE REPAIRS AND MAINTENANCE SERVICES**

City Council rejected all bids received to date in connection with the Concrete Repairs and Maintenance Contract No. SM1617-6.

**11. AWARD OF BID FOR PROCUREMENT OF ASPHALT, CONCRETE AND AGGREGATE MATERIALS/HOLLIDAY ROCK CO./ALL AMERICAN ASPHALT/PIT SAND & GRAVEL, INC./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 #772 with Holliday Rock Co. of Upland, California; All American Asphalt

of Corona, California; Pit Sand & Gravel, Inc. of Corona, California; and Vulcan of Irwindale, California that are consistent with City Council approved budgets.

**12. STUDENT REPRESENTATIVE AND ALTERNATE APPOINTMENTS TO THE RECREATION AND PARKS COMMISSION FOR 2017/18 AND RECOGNITION OF THE CURRENT STUDENT REPRESENTATIVE AND ALTERNATE FOR THE YEAR SERVED 2016/17**

City Council confirmed Wendy Navarro Lopez, of Ontario High School, as the Student Representative and Kayla Ton, of Ontario High School, as the Alternate to the Recreation and Parks Commission for the term to expire June 30, 2018; and recognized Andrea Leon, of Ontario High School, for serving as the Student Representative and James Rendon, of Ontario High School, for serving as the Student Representative Alternate for the past year.

**13. PROFESSIONAL SERVICES AGREEMENT WITH EEC ENVIRONMENTAL FOR THE SOUTH ARCHIBALD ALTERNATIVE WATER SUPPLY PROGRAM/EEC ENVIRONMENTAL**

City Council approved and authorized the City Manager to execute a Professional Services Agreement with EEC Environmental (EEC) of Orange, California, to provide operations and maintenance services for the South Archibald Alternative Water Supply Program in the amount of \$540,950; and authorized the City Manager to extend the agreement for up to four consecutive one-year periods, consistent with City Council approved budgets.

**14. CONSTRUCTION CONTRACT FOR SEWER MAIN IMPROVEMENTS IN RIVERSIDE DRIVE AND GUASTI ROAD/RODRIGUEZ BROS. ENGINEERING, INC.**

City Council:

- (A) Approved the plans and specifications; and
- (B) Rejected the non-responsive bid submitted by GRBCON, Inc.; and
- (C) Awarded contract to Rodriguez Bros. Engineering, Inc. of Ontario, California, for a bid amount of \$368,312 plus a 15% contingency of \$55,247 for a total amount of \$423,559; 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.

**15. WATER SERVICE AGREEMENT WITH SAN ANTONIO WATER COMPANY**

City Council approved and authorized the City Manager to execute a Water Service Agreement with San Antonio Water Company (SAWCO) of Upland, California, subject to non-substantive changes.

**MOTION UNANIMOUSLY CARRIED.** Mayor Leon declared City Council Resolution Nos. 2017-080, 2017-081 and 2017-082 unanimously adopted.

**PUBLIC HEARINGS**

**16. A PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION TO VACATE THAT PORTION OF EDISON AVENUE FROM ONTARIO RANCH ROAD TO APPROXIMATELY 1,000 FEET EAST OF ONTARIO RANCH ROAD AND A RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18662 LOCATED AT THE SOUTHEAST CORNER OF ONTARIO RANCH ROAD AND TURNER AVENUE**

City Council conducted a public hearing to consider adoption of a resolution to vacate that portion of Edison Avenue from Ontario Ranch Road to approximately 1,000 feet east of Ontario Ranch Road and adopted a resolution approving an improvement agreement, improvement security and Final Tract Map No. 18662 located at the southeast corner of Ontario Ranch Road and Turner Avenue within the Grand Park Specific Plan.

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. Hearing no requests to speak, Mayor Leon closed the public hearing.

Mayor Leon explained the concept of “street vacation” and noted that in this case all that remained was an unnecessary piece of blacktop.

**MOTION:** Moved by Council Member Bowman, seconded by Mayor Leon and carried by unanimous vote to adopt Resolution Nos. 2017-083 and 2017-084.

**RESOLUTION NO. 2017-083** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE VACATION OF THAT PORTION OF EDISON AVENUE FROM ONTARIO RANCH ROAD TO APPROXIMATELY 1,000 FEET EAST OF ONTARIO RANCH.

**RESOLUTION NO. 2017-084** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18662 LOCATED AT THE SOUTHEAST CORNER OF ONTARIO RANCH ROAD AND TURNER AVENUE.

**17. ANNUAL LEVY OF ASSESSMENTS WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NOS. 1, 2, 3 AND 4 FOR FISCAL YEAR 2017-2018**

City Council took the following actions pertaining to the levy of assessments within Ontario Parkway Maintenance Assessment Districts (OPMAD) Nos. 1, 2, 3 and 4:

- (A) Conducted a combined public hearing on the levy of the annual assessments for each district; and
- (B) Considered and adopted a resolution approving the Engineer's Reports relating to the levy of assessments for each district; and
- (C) Considered and adopted resolutions confirming the diagrams and assessments, and providing for the assessment levy within each District.

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. Hearing no requests to speak, Mayor Leon closed the public hearing.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Valencia and carried by unanimous vote to adopt Resolution Nos. 2017-085, 2017-086 and 2017-087.

**RESOLUTION NO. 2017-085** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE ENGINEER'S REPORTS FOR THE ANNUAL LEVY OF ASSESSMENTS WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2, 3 AND 4 FOR FISCAL YEAR 2017-18.

**RESOLUTION NO. 2017-086** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CONFIRMING THE DIAGRAMS AND ASSESSMENTS, AND PROVIDING FOR THE ANNUAL ASSESSMENT LEVY WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2 AND 3 FOR FISCAL YEAR 2017-18.



**RESOLUTION NO. 2017-087** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND PROVIDING FOR THE ANNUAL ASSESSMENT LEVY WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICT NO. 4 FOR FISCAL YEAR 2017-18.

**18. ANNUAL LEVY OF ASSESSMENTS WITHIN STREET LIGHTING MAINTENANCE DISTRICTS NOS. 1 AND 2 FOR FISCAL YEAR 2017-18**

City Council took the following actions pertaining to the levy of assessments within Street Lighting Maintenance Districts (SLMD) Nos. 1 and 2:

- (A) Conducted a combined public hearing on the levy of the annual assessments for each district; and
- (B) Considered and adopted a resolution approving the Engineer's Reports relating to the levy of assessments for each district; and
- (C) Considered and adopted resolutions confirming the diagrams and assessments, and providing for the assessment levy for each District.

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. Hearing no requests to speak, Mayor Leon closed the public hearing.

**MOTION:** Moved by Council Member Bowman, Seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to adopt Resolution Nos. 2017-088, 2017-089 and 2017-090.

**RESOLUTION NO. 2017-088** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE ENGINEER'S REPORTS FOR THE ANNUAL LEVY OF ASSESSMENTS WITHIN STREET LIGHTING MAINTENANCE DISTRICTS NO. 1 AND 2 FOR FISCAL YEAR 2017-18.

**RESOLUTION NO. 2017-089** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND PROVIDING FOR THE ANNUAL ASSESSMENT LEVY WITHIN STREET LIGHTING MAINTENANCE DISTRICT NO. 1 FOR FISCAL YEAR 2017-2018.

**RESOLUTION NO. 2017-090** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT AND PROVIDING FOR THE ANNUAL ASSESSMENT LEVY WITHIN STREET LIGHTING MAINTENANCE DISTRICT NO. 2 FOR FISCAL YEAR 2017-18.

**19. A PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION TO UPDATE AND MODIFY DEVELOPMENT IMPACT FEES**

It was requested that this item be continued to the August 15, 2017 Council Meeting.

Mayor Leon opened the public hearing and continued it to August 15, 2017.

**20. A PUBLIC HEARING TO CONSIDER AN AMENDMENT TO THE GROVE AVENUE SPECIFIC PLAN (FILE NO. PSPA17-002) TO: 1) CHANGE THE LAND USE DESIGNATION FROM BUSINESS PARK TO COMMERCIAL FOR APPROXIMATELY 1-ACRE OF LAND LOCATED AT THE NORTHEAST CORNER OF GROVE AVENUE AND PHILADELPHIA STREET; 2) AMEND THE COMMERCIAL DISTRICT PERMITTED AND CONDITIONALLY PERMITTED USES TO ALLOW RESTAURANTS, CONDITIONALLY PERMIT RESTAURANTS WITH A DRIVE-THRU FACILITY AND CONDITIONALLY PERMIT CAR WASH FACILITIES (FULL AND SELF-SERVICE) WITH THE EXCEPTION OF THE COMMERCIAL CORNERS OF GROVE AVENUE AND PHILADELPHIA STREET AND GROVE AVENUE AND FRANCIS STREET WHERE FULL AND SELF-SERVICE CAR WASH FACILITIES WILL NOT BE PERMITTED; AND 3) UPDATE ALL APPLICABLE SPECIFIC PLAN SECTIONS TO REFLECT THE PROPOSED AMENDMENTS. THE GROVE AVENUE SPECIFIC PLAN IS GENERALLY LOCATED ON THE EAST AND WEST SIDES OF GROVE AVENUE AND BETWEEN MISSION BOULEVARD TO THE NORTH AND THE I-60 FREEWAY TO THE SOUTH**

City Council adopted a resolution approving an Addendum to The Ontario Plan Environmental Impact Report (State Clearinghouse No. 2008101140) adopted by City Council on January 27, 2010, and adopted a resolution approving an amendment to the Grove Avenue Specific Plan (File No. PSPA17-002), pursuant to the facts and reasons contained in the staff report and attached resolution, and subject to the conditions of approval contained in the attached departmental reports.

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.

Dennis Nygren indicated that he owns the AM/PM gas station at Mission and Grove and the City has been good to them. He noted that he plans to put in a car wash, but expressed concern with the potential that this action would allow for there to be one on every corner after he makes the investment.

Mayor pro Tem Dorst-Porada noted that car washes will be allowed, but will be required to obtain a Conditional Use Permit and go through a process.

Mayor Leon noted the success of this particular gas station and expressed his belief that the car wash would be very successful.

City Manager Boling clarified that car washes would not be permitted at the commercial corners of Grove and Philadelphia, and Grove and Francis, even with a conditional use permit.

Mayor Leon closed the public hearing.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution Nos. 2017-091 and 2017-092.

**RESOLUTION NO. 2017-091** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING OF AN ADDENDUM TO THE ONTARIO PLAN (TOP) CERTIFIED ENVIRONMENTAL IMPACT REPORT (SCH # 2008101140), FOR WHICH AN INITIAL STUDY WAS PREPARED, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AS AMENDED, FOR FILE NO. PSPA17-002.

**RESOLUTION NO. 2017-092** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PSPA17-002, AN AMENDMENT TO THE GROVE AVENUE SPECIFIC PLAN (FILE NO. PSPA17-002) TO: 1) CHANGE THE LAND USE DESIGNATION FROM BUSINESS PARK TO COMMERCIAL FOR APPROXIMATELY ONE ACRE OF LAND LOCATED AT THE NORTHEAST CORNER OF GROVE AVENUE AND PHILADELPHIA STREET; 2) AMEND THE COMMERCIAL DISTRICT PERMITTED AND CONDITIONALLY PERMITTED USES TO ALLOW RESTAURANTS, CONDITIONALLY PERMIT RESTAURANTS WITH A DRIVE-THRU FACILITY AND CONDITIONALLY PERMIT CAR WASH FACILITIES (FULL AND SELF-SERVICE) WITH THE EXCEPTION OF THE COMMERCIAL CORNERS OF GROVE AVENUE AND PHILADELPHIA STREET AND GROVE AVENUE AND FRANCIS STREET WHERE FULL AND SELF-SERVICE CAR WASH FACILITIES WILL NOT BE PERMITTED; AND 3) UPDATE ALL APPLICABLE SPECIFIC PLAN SECTIONS TO REFLECT THE PROPOSED AMENDMENTS. THE GROVE AVENUE SPECIFIC PLAN IS GENERALLY LOCATED ON THE EAST AND WEST SIDES OF GROVE AVENUE AND BETWEEN MISSION

**BOULEVARD TO THE NORTH AND THE I-60 FREEWAY TO THE SOUTH, AND  
MAKING FINDINGS IN SUPPORT THEREOF — APN: 0113-641-13.**

**PRESENTATION/RECOGNITION**

Council Member Wapner explained the participation of students on the Recreation and Parks Commission. He commended Student Representative Andrea Leon and Alternate James Rendon for their service on the Commission over the past year, and presented each of them with a Certificate of Appreciation. He welcomed Wendy Navarro Lopez and Kayla Ton (not present) to the Commission and looked forward to their input over the coming year.

Wendy Navarro Lopez thanked the Council for their support and this opportunity.

**ADMINISTRATIVE REPORTS/DISCUSSION/ACTION**

**21. A RESOLUTION AUTHORIZING THE ISSUANCE OF SPECIAL TAX BONDS  
FOR COMMUNITY FACILITIES DISTRICT NO. 31 (CARRIAGE HOUSE /  
AMBERLY LANE)**

City Council adopted a resolution authorizing the issuance of special tax bonds for Community Facilities District No. 31 (Carriage House / Amberly Lane). The resolution:

- (A) Authorized the issuance of special tax bonds for public improvements required to facilitate the development of the Carriage House / Amberly Lane project;
- (B) Approved the forms of the Indenture of Trust, 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 Bond Purchase Agreement, the Continuing Disclosure Agreement, and the Preliminary Official Statement by the City Manager, or his designee.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2017-093.

**RESOLUTION NO. 2017-093** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE ISSUANCE OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 31 (CARRIAGE HOUSE / AMBERLY LANE) SPECIAL TAX BONDS, SERIES 2017, IN AN AGGREGATE

PRINCIPAL AMOUNT OF NOT TO EXCEED \$6,000,000, 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**

None.

## **COUNCIL MATTERS**

### **APPOINTMENT OF MAYOR PRO TEM**

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to appoint Council Member Wapner as Mayor pro Tem for the next eighteen months.

Council Member Dorst-Porada thanked staff for their work on the July 4<sup>th</sup> parade and fireworks show. She expressed concerns about the impact of fireworks noise on the community's animals and suggested that the public be good neighbors and not set off illegal fireworks. She looked forward to National Night Out on August 1<sup>st</sup> and the opening of Gloria's Restaurant on Euclid in downtown. She also noted that Yeast & Flour pizza and the Concerts in the Park series are doing well, and she stressed the importance of keeping up the momentum in downtown.

Mayor pro Tem Wapner noted the focus on him at this meeting, but clarified that most of the speakers did not live in this City. He offered to speak to any of his constituents. He addressed the Gold Line and noted a misconception that he does not support it. He indicated that the Gold Line is a very successful project and noted that in his capacity as President of SANBAG he was able to get the commitment to repay the City of Montclair for their initial studies. He requested consensus from the City Council to have the City Manager place an item on the next agenda to allocate up to \$1.5 million for the necessary alternatives study to bring the Gold Line in to Ontario, specifically the airport. The City Council concurred.

Mayor Leon commented on the public speakers at this meeting and noted it was not fair to make comments and walk away, knowing the Council could not immediately respond. He noted that he would love to give answers in the moment, and stated that the Council is a team; and when someone attacks any individual member, he takes it personally. He indicated that people do not always understand what it takes to get a project completed. He expressed thankfulness that Mayor pro Tem Wapner was a participant on other regional boards to help the City achieve its goals.

Mayor pro Tem Wapner clarified the freeway expansion project and the type of lanes being proposed. He indicated that the project will add two more lanes, so if someone wants to pay the price to use the lanes they are welcome to do so, otherwise they will still enjoy the benefit of two more lanes with reduced traffic. He noted the incredible development opportunities at each stop along the Gold Line, as well as the ability to tie the Ontario Airport with LAX.

Mayor Leon noted that he is currently serving as President of West Valley Vector Control. He reminded the public that West Nile Virus is a true concern and stressed the importance of wearing a repellent to keep mosquitos away. He also suggested not playing with lizards, as they carry ticks that also transmit West Nile Virus.

Council Member Bowman concurred with Mayor Leon regarding attacks on the Council "team". He also noted the announcement today regarding Frontier Airlines' new service from the Ontario Airport to Denver and Austin.

Council Member Valencia noted the airport press release today by Frontier Airlines and indicated that it included direct flights to Denver and Austin, starting in October which would be just the beginning. He also commented on the July 11<sup>th</sup> special election in Chino, noting that he attended a victory party on July 12<sup>th</sup> for the "No on H" campaign. He stated that the group all sent their thanks to the Ontario City Council for their support. He thanked City staff for their sacrifices to provide the July 4<sup>th</sup> events and having to work rather than spending the holiday with their families. He also commented on Gloria's Restaurant, noted that he visited their facility in Downey and it will be amazing.

#### ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:22 p.m. and announced the cancellation of the next regular meetings on Tuesday, August 1, 2017, noting that the next meeting would be held on August 15, 2017.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/CHAIRMAN