

praying for his recovery. Mayor pro Tem Wapner offered a moment of silence for the 59 people killed and for the recovery of the over 500 others who were injured.

Council Member Dorst-Porada echoed the thoughts and prayers of Mayor pro Tem Wapner and noted the various ways to help Michael including donations to a fund set up by the Ontario Police Officers Association through the Ontario Credit Union and a GoFundMe account established for Michael and Summer. Mayor pro Tem Wapner added that Michael was also the father of a brand new baby.

Council Member Bowman commented that this was truly a horrific event, but stressed that the Ontario City family comes together in times like these. He offered the prayers of the City.

Council Member Valencia noted his previous meeting's comments on mutual aid and stressed the importance of coming together as a community. He also stated his appreciation for the City sending an Ontario Police Sergeant to accompany Michael's family to Las Vegas immediately after the incident as well as the OPOA for being there 24/7 to support Michael and his family.

Sean Harden, President, OPOA, commented on the support they received from the Police Department, Fire Department, City Council and community members and discussed the donations account set up at the Credit Union in Michael Gracia's name. He explained that donations could be made to that fund or through the OPOA, or GoFundMe. He noted the overwhelming level of support from the community.

Mayor pro Tem Wapner noted that Police Chief Kaylor and Deputy Chief Williams had both gone to visit Officer Gracia and thanked the Chiefs and other personnel for their support.

The Pledge of Allegiance was led by *Council Member Valencia*.

In the absence of Imam Said Saddouk, Mayor pro Tem Wapner called for an additional moment of silent reflection.

PUBLIC COMMENTS

Peggi Hazlett, *Ontario Chamber of Commerce*, suggested the community donate blood either through Life Stream or the American Red Cross. She announced upcoming Chamber of Commerce events including Good Morning Ontario with speaker Dr. Ray Wolfe of the San Bernardino County Transportation Authority (SBCTA) and a Black Tie Bowling night at Big Al's. She also commented on the success of their Heroes Wear Helmets event held in September.

Nancy Bumstead noted that she assisted with the American Red Cross blood drive today at the University of La Verne Law School stating that they had to turn people away because the public response was so great. She indicated that efforts were underway to schedule another blood drive. She also announced a fundraiser for Michael and Summer to be held on October 10, 2017 at Vince's Spaghetti Restaurant.

D'Andre Lampkin spoke on behalf of his foundation and thanked the Police Department for their support. He expressed sorrow for the injury to Officer Gracia and presented a check on behalf of the foundation for \$800.

Dan McGuire and his brother offered a check on behalf of his family in the amount of \$1,500 to assist Officer Gracia, noting that this tragedy stuck close to home.

Mayor pro Tem Wapner thanked the public for their support, and noted the many others who need continued prayers and assistance.

REPORT ON CLOSED SESSION

Mayor pro Tem Wapner noted the recent announcement that City Manager Boling would be stepping back to be the Assistant City Manager and indicated that after an exhaustive search a new City Manager had been identified. He indicated that a contract had been negotiated with Scott Ochoa in the salary amount of \$310,000, plus a 3% increase in January 2018 and benefits consistent with those of the executive group. Mr. Ochoa is scheduled to start effective November 20, 2017. Mayor pro Tem Wapner explained that Mr. Ochoa was coming to Ontario from the City Manager position of Glendale, and before that he held the City Manager position for Monrovia.

Scott Ochoa was introduced. Mr. Ochoa offered his condolences and sympathies to those injured or killed in Las Vegas, noting that a Glendale paramedic was also wounded. Mr. Ochoa then thanked the City Council for the opportunity and noted his childhood memories of Ontario with his family. He thanked the City Council, suggested staff "buckle up" and looked forward to meeting the community. He introduced his wife Sophia and his daughter Tessie and explained that his son was unable to attend the meeting as he was attending class.

ADMINISTRATIVE REPORTS/DISCUSSION/ACTION

13. CITY MANAGER EMPLOYMENT AGREEMENT

City Council and Housing Authority Board approved an employment agreement with Scott Ochoa to serve as City Manager and Executive Director of the Housing Authority, respectively; and adopt a resolution in accordance with California Government Code section 36506 setting the salary for the City Manager.

MOTION: Moved by Council Member Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote of those present, with Mayor Leon absent to adopt Resolution No. 2017-121.

RESOLUTION NO. 2017-121 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A CITY MANAGER EMPLOYMENT AGREEMENT.

Council Member Dorst-Porada thanked Mr. Ochoa for his willingness to come to Ontario and looked forward to his tenure with the City. She also thanked his family.

Council Member Bowman welcomed Mr. Ochoa to the City and noted he is convinced that he is the right choice for the City, who will be a visionary and provide stability, reliability and consistency for the City.

Council Member Valencia welcomed Mr. Ochoa, noting that he appreciated him looking at the City. He noted that the current staff is top notch.

Mayor pro Tem Wapner addressed City Manager Boling and noted that he would be properly recognized in the future, but thanked him for his work as City Manager.

Mr. Ochoa thanked Al Boling, Greg Deveraux, and Chris Hughes for the leadership they have provided in this process and commended them all.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Boling reported no announcements or additions to the agenda.

CONSENT CALENDAR

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

1. APPROVAL OF MINUTES

Approved Minutes for the regular meeting of the City Council and Housing Authority of September 5, 2017, as on file in the Records Management Department.

2. BILLS/PAYROLL

Approved **Bills** for the period August 13, 2017 through August 26, 2017, in the amount of \$7,308,944.12 and **Payroll** for the period August 13, 2017 through August 26, 2017, in the amount of \$3,035,331.44 when audited by the Finance Committee.

3. A RESOLUTION APPROVING A RESTATED FIRST AMENDMENT TO THE 2007 OWNER PARTICIPATION AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY AND TNHYIF REIV INDIA, LLC (ONTARIO AIRPORT TOWERS - 2007 OWNER PARTICIPATION AGREEMENT)

The Successor Agency to the Ontario Redevelopment Agency adopted a resolution approving a Restated First Amendment to the 2007 Owner Participation Agreement by and between the Successor Agency to the Ontario Redevelopment Agency and TNHYIF REIV India, LLC (Ontario Airport Towers - 2007 Owner Participation Agreement)

RESOLUTION NO. SA-012 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A RESTATED FIRST AMENDMENT TO 2007 OWNER PARTICIPATION AGREEMENT (ONTARIO AIRPORT TOWERS).

4. A RESOLUTION APPROVING THE 2017-2018 LIST OF PROJECTS FUNDED BY THE ROAD REPAIR AND ACCOUNTABILITY ACT

City Council adopted a resolution approving the 2017-2018 Project List for The Road Repair and Accountability Act – Senate Bill SB1.

RESOLUTION NO. 2017-118 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, TO APPROVE THE LIST OF PROJECTS TO BE FUNDED BY SB 1 THE ROAD REPAIR AND ACCOUNTABILITY ACT.

5. AN ORDINANCE LEVYING SPECIAL TAXES WITHIN CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 39 (NEW HAVEN FACILITIES - AREA C)

City Council adopted an ordinance levying special taxes within City of Ontario Community Facilities District No. 39 (New Haven Facilities - Area C).

ORDINANCE NO. 3017 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 39 (NEW HAVEN FACILITIES - AREA C). Introduction and first reading of said Ordinance took place at a regular meeting of the City Council on September 19, 2017.

3. THE PURCHASE OF FLEET VEHICLES

City Council took the following actions:

- (A) Authorized the cooperative purchase and delivery of six Chevrolet Tahoes in the amount of \$239,904 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;
- (B) Authorized the cooperative purchase and delivery of one Ford Escape in the amount of \$25,108 for the Fire 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;
- (C) Authorized the cooperative purchase and delivery of one Freightliner M2 CNG Patch Truck in the amount of \$262,712 for the Parks and Maintenance Department, from Nixon-Egli Equipment Company located in Ontario, California, consistent with the terms and conditions of the National Joint Powers Alliance (NJPA) Cooperative Contract 113012-PBL; and

- (D) Authorized the cooperative purchase and delivery of one John Deere TS Tractor in the amount of \$7,555 and one John Deere 4044M Tractor with a 485A back hoe attachment in the amount of \$40,909 for the Parks and Maintenance Department, from Deere & Company located in Cary, North Carolina, consistent with the terms and conditions of the National Joint Powers Alliance (NJPA) Cooperative Contract 062117-DAC.

7. PURCHASE OF AUDIO VISUAL EQUIPMENT FOR THE POLICE HEADQUARTERS RENOVATION PROJECT/GOLDEN STAR TECHNOLOGY

City Council authorized the purchase of audio visual equipment from Golden Star Technology, Inc. of Cerritos, California, for the Police Headquarters Renovation Project in the amount of \$226,961.

8. RECOGNITION OF “NATIONAL WALK AND BIKE TO SCHOOL DAY” IN THE CITY OF ONTARIO

City Council recognized October 4, 2017 as “National Walk and Bike to School Day” in the City of Ontario.

9. AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT (FILE NO. PDA16-001) BETWEEN THE CITY OF ONTARIO AND CLDFI REMINGTON, LLC, TO ESTABLISH THE TERMS AND CONDITIONS FOR THE DEVELOPMENT OF TENTATIVE PARCEL MAP 19643 (FILE NO. PMTT16-001), LOCATED APPROXIMATELY 1,160 FEET SOUTH OF MERRILL AVENUE, NORTH OF REMINGTON AVENUE, EAST OF THE CUCAMONGA CREEK FLOOD CONTROL CHANNEL AND WEST OF CARPENTER AVENUE, WITHIN PLANNING AREA 2 OF THE COLONY COMMERCE CENTER WEST SPECIFIC PLAN (APNS: 0218-292-09, 0218-292-10, 0218-292-12, 0218-292-13, AND 0218-292-14)

City Council considered and adopted an ordinance approving a Development Agreement (File No. PDA16-001) between the City of Ontario and CLDFI Remington, LLC, to establish the terms and conditions for the development of Tentative Parcel Map 19643 (File No. PMTT16-001). Introduction and first reading of said Ordinance took place at a regular meeting of the City Council on September 19, 2017.

ORDINANCE NO. 3081 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A DEVELOPMENT AGREEMENT (FILE NO. PDA16-001) BETWEEN THE CITY OF ONTARIO AND CLDFI REMINGTON, LLC TO ESTABLISH THE TERMS AND CONDITIONS FOR THE DEVELOPMENT OF TENTATIVE PARCEL MAP 19643 (FILE NO. PMTT16-001) WITHIN PLANNING AREA 2 OF THE COLONY COMMERCE CENTER WEST SPECIFIC PLAN, LOCATED APPROXIMATELY 1,160 FEET SOUTH OF MERRILL AVENUE, NORTH OF REMINGTON AVENUE, EAST OF THE CUCAMONGA CREEK FLOOD CONTROL CHANNEL AND WEST OF CARPENTER AVENUE, AND MAKING FINDINGS IN SUPPORT THEREOF (APNS: 0218-292-09, 0218-292-10, 0218-292-12, 0218-292-13, AND 0218-292-14).

10. **AN ORDINANCE APPROVING A SPECIFIC PLAN (COLONY COMMERCE CENTER WEST) REQUEST (FILE NO. PSP15-001) TO ESTABLISH LAND USE DESIGNATIONS, DEVELOPMENT STANDARDS, DESIGN GUIDELINES AND INFRASTRUCTURE IMPROVEMENTS FOR APPROXIMATELY 123.17 ACRES OF LAND, WHICH INCLUDES THE POTENTIAL DEVELOPMENT OF 2,951,146 SQUARE FEET OF INDUSTRIAL DEVELOPMENT. THE PROJECT SITE IS BOUNDED BY MERRILL AVENUE TO THE NORTH, REMINGTON AVENUE TO THE SOUTH, CARPENTER AVENUE TO THE WEST AND THE CUCAMONGA CREEK FLOOD CONTROL CHANNEL TO THE EAST (APNS: 0218-261-24, 0218-292-05, 0218-292-09, 0218-292-10, 0218-292-12, 0218-292-13, 0218-292-14, AND 0218-311-11)**

City Council considered and adopted an ordinance approving the Colony Commerce Center West Specific Plan (File No. PSP15-001). Introduction and first reading of said Ordinance took place at a regular meeting of the City Council on September 19, 2017.

ORDINANCE NO. 3080 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE COLONY COMMERCE CENTER WEST SPECIFIC PLAN (FILE NO. PSP15-001), TO ESTABLISH LAND USE DESIGNATIONS, DEVELOPMENT STANDARDS, DESIGN GUIDELINES AND INFRASTRUCTURE IMPROVEMENTS FOR 123.17 ACRES OF LAND, WHICH INCLUDES THE POTENTIAL DEVELOPMENT OF 2,951,146 SQUARE FEET OF INDUSTRIAL DEVELOPMENT. THE PROJECT SITE IS BOUNDED BY MERRILL AVENUE TO THE NORTH, REMINGTON AVENUE TO THE SOUTH, CARPENTER AVENUE TO THE WEST AND THE CUCAMONGA CREEK FLOOD CONTROL CHANNEL TO THE EAST, AND MAKING FINDINGS IN SUPPORT THEREOF - APNS: 0218-292-05, 0218-292-09, 0218-292-10, 0218-311-11, 0218-292-12, 0218-292-13, 0218-292-14, 0218-261-24.

PUBLIC HEARINGS

11. A PUBLIC HEARING TO CONSIDER THE ISSUANCE OF QUALIFIED RESIDENTIAL RENTAL PROJECT BONDS FOR SEASONS AT ONTARIO SENIOR APARTMENTS, LOCATED AT 955 NORTH PALMETTO AVENUE

- (A) City Council held a public hearing to consider approval of a resolution authorizing the issuance of qualified residential rental project bonds in one or more series (the "Bonds") in a principal amount not to exceed \$8,000,000 for the purpose of financing the acquisition and rehabilitation of Seasons at Ontario Senior Apartments (the "Project"), approving and authorizing the execution and delivery of any and all documents necessary to issue the bonds and implement the resolution, and ratifying and approving any action taken in connection with the bonds; and
- (B) Ontario Housing Authority Board ("Authority") approved the term sheet as shown in Exhibit A.

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

There were no written communications.

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

MOTION: Moved by Council Member Bowman, seconded by Council Member Dorst-Porada and carried by unanimous vote of those present, with Mayor Leon absent to adopt Resolution No 2017-120.

RESOLUTION NO. 2017-120 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE ISSUANCE OF REVENUE BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$8,000,000 TO FINANCE THE ACQUISITION, REHABILITATION, IMPROVEMENT AND EQUIPPING OF AN 80-UNIT MULTIFAMILY RENTAL HOUSING FACILITY FOR THE BENEFIT OF LINC HOUSING CORPORATION OR A LIMITED PARTNERSHIP TO BE ESTABLISHED BY LINC HOUSING OR AN AFFILIATE THEREOF, AND CERTAIN OTHER MATTERS RELATING THERETO.

STAFF MATTERS

None.

COUNCIL MATTERS

Council Member Dorst-Porada commented on the Arts & Culture Committee network and encouraged everyone to take advantage of the programs offered throughout the City. She looked forward to working through the City Manager transition.

Council Member Bowman noted the tragedy in Las Vegas and reiterated that the Fire Department was part of the team there. He expressed thanks to all the first responders.

Council Member Valencia indicated that Officer Michael Gracia's uncle requested that he express his thanks to the Ontario Police Officers Association for their efforts and noted that OPOA sent the family \$5,000 immediately to assist them with lodging so they could be close to Michael and Summer.

Mayor pro Tem Wapner noted that while he was in Las Vegas, Uber was providing to the public affected by the tragic shooting free transportation between hotels and hospitals, and Wapner commended the company for their efforts and generosity.

ADJOURNMENT

Mayor pro Tem Wapner adjourned the meetings of the Joint Agencies at 7:07 p.m. in memory of the 59 victims of the Las Vegas tragedy and announced the next regular meetings on Tuesday, October 17, 2017.

Respectfully submitted,



SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:



ALAN D. WAPNER, MAYOR PRO TEM/VICE-CHAIRMAN