

**ONTARIO CITY COUNCIL/  
ONTARIO HOUSING AUTHORITY  
MINUTES  
JANUARY 19, 2016**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council/Ontario Housing Authority were held on Tuesday, January 19, 2016 at the Ontario City Hall, 303 East B Street, Ontario, California.

**CLOSED SESSION**

The Mayor called the City Council/Housing Authority meetings to order at 6:00 p.m., and inquired whether persons were present who wished to speak to a Closed Session item.

*Ralph Cavalo*, expressed his concerns with the lack of access to Hawkins baseball field located at 8th Street and Campus Avenue in the City of Upland and asked that the City Council help remove the fence that has been placed around the park.

*Michael Butler*, President of Upland National Little League reiterated Mr. Cavalo's concerns.

*Nancy Rios*, former member of Upland National Little League echoed the concerns expressed by Mr. Cavalo and Mr. Butler and also asked that City Council consider the removal of the fence around the park.

Hearing no other requests to speak, the City Council with all members present thereupon recessed to Closed Session at 6:09 p.m. for discussion as follows:

- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN: 0113-281-13, 0113-282-15, 0113-282-17, and 1046-551-12; 2200-2400 East Philadelphia Street, 2325-2525 East Riverside Drive, 2455 East Riverside Drive, and the Northeast Corner of 8<sup>th</sup> Street and Campus Avenue; City/Authority Negotiator: Al C. Boling or his designee; Negotiating parties: City of Upland, a municipal corporation; Under negotiation: Price and terms of payment.
- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN: 1049-221-01; 616 East Sunkist Street; City/Authority Negotiator: Al C. Boling or his designee; Negotiating parties: MHG, Ontario, LLC, a Delaware limited liability company; Under negotiation: Price and terms of payment.
- GC 54956.9 (d)(2), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: *Two (2) cases.*

## CALL TO ORDER – OPEN SESSION

The Mayor called the City Council/Housing Authority meetings to order at 6:53 p.m., and requested the City Clerk call the roll.

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

**ABSENT:** None

Also present were City Manager/Executive Director Al C. Boling, City Attorney/Legal Counsel John Brown and Assistant City Clerk/Secretary Vicki Kasad.

The Pledge of Allegiance was led by Council Member Avila.

The Invocation was offered by *Pastor Lisa Santiago*, First United Methodist Church.

## CLOSED SESSION REPORT

City Attorney Brown reported that one or more items were discussed with no reportable action and added that Closed Session discussion would continue after the public session.

## PUBLIC COMMENT

*Karen Pazant*, representative of the Road to California Quilt show announced that the second largest quilt show in the United States is coming to the Ontario Convention Center and invited all to attend on January 21, 2016 through January 24, 2016.

*Dale Robinson*, gave an update on his previously expressed concerns regarding the signs and banners policy. He also spoke on his concerns regarding traffic on Francis Street between Bon View Avenue and Grove Avenue.

Mayor Leon referred Mr. Robinson to Assistant City Manager Green for further assistance.

*Peggi Hazlett*, President of the Ontario Chamber of Commerce provided an update on upcoming events.

*Tom Elling*, expressed his concerns regarding the lack of access to Hawkins baseball field.

*Loree Masonis*, expressed her concerns regarding solicitors at freeway exits.

*Ruben, Angel and Daniel Brand*, expressed their concerns with the lack of access to the Hawkins baseball field in the City of Upland.

*Chris Craig*, representative from Assembly Member Rodriguez' office announced upcoming office hours on Saturday, January 23, 2016 at the Chino Hills office.

*Claudia Rubio*, was not present when called upon.

*Chad Schnitger*, representative of San Bernardino County Supervisor Curt Hagman's office announced the newest addition of the San Bernardino County newsletter regarding the memorial service held in San Bernardino for the incidents that occurred in San Bernardino.

*Bianca Posadas*, expressed her concerns regarding the lack of access to the Hawkins baseball field.

Mayor Leon stated that the City Council cares about the concerns expressed regarding the lack of access to the Hawkins baseball field and stated that the City was working towards reaching an agreement with the City of Upland.

## **AGENDA REVIEW/ANNOUNCEMENTS**

City Manager Boling announced updated material placed at City Council's seats regarding Item No. 4.

## **CONSENT CALENDAR**

**Agenda Item #4** pulled from the Consent Calendar for separate discussion as requested by Council Member Avila.

**MOTION:** Moved by Council Member Bowman, seconded by Council Member Wapner to approve the balance of the Consent Calendar items as recommended.

*Loree Masonis*, questioned what Item No. 13 was regarding.

City Manager Boling indicated that it is a program from the California Highway Patrol that provides information and a realistic drunk driving exercise at local high schools to show the impact of drunk driving.

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

Approved Minutes for the regular meetings of the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency of December 1, 2015, and the City Council and Housing Authority of December 15, 2015, as on file in the Records Management Department.

## 2. **BILLS/PAYROLL**

Approved Bills for the period from November 1, 2015 through November 28, 2015, in the amount of \$18,637,060.71 and Payroll for the period from November 1, 2015 through November 28, 2015, in the amount of \$3,365,942.13, when audited by the Finance Committee.

## 3. **APPROVAL OF BOND FINANCING TEAM FOR LEGAL SERVICES AND INVESTMENT BANKING FOR ONTARIO RANCH BOND ISSUES**

City Council approved a bond financing team for future bond issues comprised as follows:

Bond and Disclosure Counsel:

- Orrick, Herrington & Sutcliffe, LLP of Los Angeles, CA
- Stradling, Yocca Carlson & Rauth of Newport Beach, CA
- Jones Hall of San Francisco, CA

Investment Bankers:

- Stiffel, Nicolaus & Company, Incorporated of San Francisco, CA
- Piper Jaffray & Company of Laguna Beach, CA
- Stearn Brothers & Company of Sherman Oaks, CA
- Raymond James of San Francisco, CA

Appraisers:

- Harris Realty Appraisal of Newport Beach, CA
- Kitty Siino & Associates of Tustin, CA
- Stephen White, MAI of Fullerton, CA

Special Tax Consultants:

- Goodwin Consulting Group of Sacramento, CA

Real Estate Economists:

- Empire Economics, Inc. of Capistrano Beach, CA

Financial Advisors:

- CSG Advisors of San Francisco, CA

## 5. **A CONSTRUCTION CONTRACT FOR THE FRANCIS STREET STORM DRAIN PROJECT/YOUNG & ASSOCIATES, INC.**

City Council approved the plans and specifications, and awarded a construction contract to Young & Associates, Inc. for the Francis Street Storm Drain Project (SM9902) for the bid amount of \$9,042,522 plus a fifteen percent (15%) contingency in the amount of \$1,356,379 for a total authorized amount of

\$10,398,901; and authorized the City Manager to execute said contract and related documents and file a Notice of Completion at the conclusion of construction activities.

**6. PROFESSIONAL SERVICES AGREEMENT FOR HAZARDOUS MATERIALS COLLECTION AND DISPOSAL SERVICES/FILTER RECYCLING SERVICES, INC.**

City Council awarded Contract No. 593 to Filter Recycling Services, Inc. of Bloomington, California, and authorized the City Manager to execute a one-year agreement for hazardous materials collection and disposal services with the option to extend for up to three additional one-year periods.

**7. ONTARIO HOUSING AUTHORITY ANNUAL REPORT FOR FISCAL YEAR 2014-15**

Board of the Ontario Housing Authority approved the Ontario Housing Authority Annual Report for Fiscal Year 2014-15 ("OHA Annual Report"), and authorized the Executive Director to transmit to the California Department of Housing and Community Development the final Annual Report as required by State law.

**8. CONSTRUCTION CONTRACT FOR THE REPLACEMENT AND INSTALLATION OF TREMCO ROOF SYSTEM AT DE ANZA COMMUNITY CENTER TINY TOT CLASSROOM/RITE-WAY ROOF CORPORATION**

City Council awarded Contract No. MS 1516-8 to Rite-Way Roof Corporation, of Fontana, California, for the replacement and installation of a new Tremco Roof System at De Anza Community Center Tiny Tot Classroom in the amount of \$128,558 plus a contingency (\$10,000) for a total amount of \$138,558; authorized the City Manager to execute said contract, and authorized the filing of the Notice of Completion at the conclusion of all construction activities related to the project.

**9. A PROFESSIONAL SERVICES AGREEMENT FOR CONSULTING SERVICES ON ONTARIO RANCH DEVELOPMENT MATTERS AND THE CITY'S DEVELOPMENT IMPACT FEE PROGRAM/RH CONSULTING**

City Council authorized the City Manager to execute a five-year professional services agreement with RH Consulting of La Quinta, California, with an estimated annual activity level of \$90,000 per year, to provide consulting services related to the development of Ontario Ranch; and assisting the City with its creation and administration of development and construction agreements, the City's Development Impact Fee Program, and the City's community facilities districts.

**10. A DEVELOPMENT IMPACT FEE CREDIT AND REIMBURSEMENT AGREEMENT WITH BROOKCAL ONTARIO LLC (NEW HAVEN)**

City Council authorized the City Manager to execute a Development Impact Fee Credit and Reimbursement Agreement with BrookCal Ontario LLC, a California limited liability company, for the construction of public infrastructure in the New Haven development project.

**11. A RESOLUTION APPROVING FILE NO. PDCA15-004, A DEVELOPMENT CODE AMENDMENT ADDING REFERENCES A THROUGH H, AS FOLLOWS: [1] REFERENCE A (STYLE AND FORMAT PRINCIPLES) ESTABLISHES CONVENTIONS TO BE USED IN PREPARING AND REVISING THE ONTARIO DEVELOPMENT CODE; [2] REFERENCE B (ARCHITECTURAL STYLES) ESTABLISHES CONSISTENCY IN THE USE OF ARCHITECTURAL TERMINOLOGIES AND PROVIDES APPROPRIATE EXAMPLES OF ARCHITECTURAL STYLES; [3] REFERENCE C (DOWNTOWN ONTARIO DESIGN GUIDELINES) CONTAINS THE DOWNTOWN ONTARIO DESIGN GUIDELINES, ADOPTED BY THE ONTARIO CITY COUNCIL ON AUGUST 18, 1988, BY RESOLUTION NO. 98-102; [4] REFERENCE D (RESIDENTIAL DESIGN GUIDELINES) IS INTENDED TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY RESIDENTIAL DEVELOPMENT; [5] REFERENCE E (COMMERCIAL DESIGN GUIDELINES) IS INTENDED TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY COMMERCIAL DEVELOPMENT; [6] REFERENCE F (INDUSTRIAL DESIGN GUIDELINES) IS INTENDED TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY INDUSTRIAL DEVELOPMENT; [7] REFERENCE G (LANDSCAPE DESIGN AND CONSTRUCTION GUIDELINES) IS INTENDED TO ASSIST DESIGN PROFESSIONALS, LANDSCAPE CONTRACTORS AND HOMEOWNERS IN THEIR UNDERSTANDING OF THE CITY'S GOALS AND OBJECTIVES FOR THE PREPARATION OF LANDSCAPE CONSTRUCTION DOCUMENTATION PLANS, AND THE INSTALLATION OF LANDSCAPE MATERIALS AND ELEMENTS; AND [8] REFERENCE H (COMMUNITY CLIMATE ACTION PLAN) CONTAINS THE COMMUNITY CLIMATE ACTION PLAN, ADOPTED BY THE ONTARIO CITY COUNCIL ON DECEMBER 16, 2014, BY RESOLUTION NO. 2014-122.**

City Council conducted a considered and approved a resolution approving the inclusion of various references materials into the Ontario Development Code, including: Reference A (Style and Format Principles), Reference B (Architectural Styles), Reference C (Downtown Ontario Design Guidelines), Reference D (Residential Design Guidelines), Reference E (Commercial Design Guidelines), Reference F (Industrial Design Guidelines), Reference G (Landscape Design and Construction Guidelines), and Reference H (Community Climate Action Plan).

**RESOLUTION NO. 2016-002** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDCA15-004, A DEVELOPMENT CODE AMENDMENT ADDING REFERENCES A THROUGH H, AS FOLLOWS: [1] REFERENCE A (STYLE AND FORMAT PRINCIPLES) ESTABLISHING CONVENTIONS TO BE USED IN PREPARING AND REVISING THE ONTARIO DEVELOPMENT CODE; [2] REFERENCE B (ARCHITECTURAL STYLES) ESTABLISHING CONSISTENCY IN THE USE OF ARCHITECTURAL TERMINOLOGIES AND PROVIDING EXAMPLES OF ARCHITECTURAL STYLES; [3] REFERENCE C (DOWNTOWN ONTARIO DESIGN GUIDELINES) CONTAINING THE DOWNTOWN ONTARIO DESIGN GUIDELINES, ADOPTED BY THE ONTARIO CITY COUNCIL ON AUGUST 18, 1988; [4] REFERENCE D (RESIDENTIAL DESIGN GUIDELINES) TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY RESIDENTIAL DEVELOPMENT; [5] REFERENCE E (COMMERCIAL DESIGN GUIDELINES) TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY COMMERCIAL DEVELOPMENT; [6] REFERENCE F (INDUSTRIAL DESIGN GUIDELINES) TO ASSIST DESIGN PROFESSIONALS IN UNDERSTANDING THE CITY'S GOALS AND OBJECTIVES FOR CREATING HIGH QUALITY INDUSTRIAL DEVELOPMENT; [7] REFERENCE G (LANDSCAPE DESIGN AND CONSTRUCTION GUIDELINES) TO ASSIST DESIGN PROFESSIONALS, LANDSCAPE CONTRACTORS, AND HOMEOWNERS, IN THEIR UNDERSTANDING OF THE CITY'S GOALS AND OBJECTIVES FOR THE PREPARATION OF LANDSCAPE CONSTRUCTION DOCUMENTATION PLANS, AND THE INSTALLATION OF LANDSCAPE MATERIALS AND ELEMENTS; AND [8] REFERENCE H (COMMUNITY CLIMATE ACTION PLAN) CONTAINING THE COMMUNITY CLIMATE ACTION PLAN, ADOPTED BY THE ONTARIO CITY COUNCIL ON DECEMBER 16, 2014.

- 12. A DEVELOPMENT CODE AMENDMENT TO REVISE SECTION 9-1.3176, BILLBOARD RELOCATION AGREEMENTS, TO INCLUDE AN "INTERAGENCY RELOCATION EXCEPTION" TO PERMIT THE RELOCATION OF BILLBOARDS WITHIN THE CITY OF ONTARIO, PROVIDED THE BILLBOARDS MEET CERTAIN LOCATIONAL CRITERIA AND FINDINGS AND INCLUDE THE ELIMINATION OF OTHER BILLBOARDS WITHIN THE CITY**

City Council considered and adopted an ordinance approving File No. PDCA15-002, amending Section 9-1.3176, Billboard Relocation Agreements, to include an "Interagency Relocation Exception" to permit the relocation of billboards within the City of Ontario, provided the billboards meet certain locational criteria and findings and include the elimination of other billboards within the City. Introduction and first reading took place at a regular meeting of the City Council on December 15, 2015.

**ORDINANCE NO. 3037** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDCA15-002, A REQUEST TO AMEND SECTION 9-1.3176 (SECTION 4.02.010 OF THE DEVELOPMENT CODE UPDATE), BILLBOARD RELOCATION AGREEMENTS, TO INCLUDE AN "INTERAGENCY RELOCATION EXCEPTION" TO RELOCATE BILLBOARDS TO THE CITY OF ONTARIO, PROVIDED THE BILLBOARDS MEET CERTAIN LOCATIONAL CRITERIA AND FINDINGS AND INCLUDE THE ELIMINATION OF OTHER BILLBOARDS WITHIN THE CITY.

**13. EVERY 15 MINUTES GRANT PROGRAM FROM THE DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**

City Council authorized the acceptance of grant funds in the amount up to \$6,000 for the Every 15 Minutes Grant Program from the Department of California Highway Patrol.

**MOTION UNANIMOUSLY CARRIED.** The Mayor/Chairman declared Resolution No. 2016-002, and Ordinance No. 3037 unanimously adopted.

**ITEMS PULLED FROM CONSENT CALENDAR**

**4. A RESOLUTION FOR PLACEMENT OF SPECIAL ASSESSMENTS ON THE 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.

**RESOLUTION NO. 2016-001** 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.

Council Member Avila stated he wished to be consistent in voting against this matter.

**MOTION:** Moved by Council Member Wapner, seconded by Mayor pro Tem Dorst-Porada and carried, with Council Member Avila opposed, to adopt Resolution No. 2016-001.

	Yes	No	Abstain
Mayor Leon	X		
Mayor pro Tem Dorst-Porada	X		
Council Member Wapner	X		
Council Member Bowman	X		
Council Member Avila		X	

## END OF JOINT CONSENT CALENDAR

## SPECIAL PRESENTATION

Evette De Luca and San Antonio Hospital Executive Director Harris Koenig gave a brief presentation on the Healthy Ontario BUILD Initiative and introduced Dr. Megan Ellis, Sara Morani with the Ontario Montclair School District Food program, and Rose Villegas.

## PUBLIC HEARINGS

### 14. A PUBLIC HEARING TO CONSIDER A RESOLUTION REGARDING THE FORMATION OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190); INTRODUCTION OF AN ORDINANCE LEVYING SPECIAL TAXES; AND ADOPTION OF A RESOLUTION TO INCUR BONDED INDEBTEDNESS

City Council:

- (A) Adopted a resolution establishing Community Facilities District No. 36 (Eucalyptus 190), authorizing the levy of special taxes within the community facilities district, and establishing an appropriations limit for the community facilities district;
- (B) Adopted a resolution deeming it necessary to incur bonded indebtedness within Community Facilities District No. 36 (Eucalyptus 190);
- (C) Adopted a resolution calling a special election for City of Ontario Community Facilities District No. 36 (Eucalyptus 190);
- (D) Adopted a resolution declaring the results of the special election and directing the recording of a Notice of Special Tax Lien;
- (E) Introduced and waived further reading of an ordinance levying special taxes within City of Ontario Community Facilities District No. 36 (Eucalyptus 190); and

- (F) Adopted a resolution authorizing the execution and delivery of an acquisition and funding agreement with Richland Ontario Developers, LLC, a Delaware Limited Liability Company.

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

The Mayor opened the public hearing, seeing no one requesting to be heard, the public hearing was closed.

**RESOLUTION NO. 2016-003** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF FORMATION OF THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE COMMUNITY FACILITIES DISTRICT AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE COMMUNITY FACILITIES DISTRICT.

**RESOLUTION NO. 2016-004** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DEEMING IT NECESSARY TO INCUR BONDED INDEBTEDNESS WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190).

**RESOLUTION NO. 2016-005** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING SPECIAL ELECTION FOR CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190).

**MOTION:** Moved by Council Member Bowman, seconded by Council Member Wapner and carried by unanimous vote to adopt Resolution Nos. 2016-003, 2016-004, 2016-005.

**RESOLUTION NO. 2016-006** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING RESULTS OF SPECIAL ELECTION AND DIRECTING RECORDING OF NOTICE OF SPECIAL TAX LIEN.

**MOTION:** Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to adopt Resolution Nos. 2016-006.

**ORDINANCE NO. 3038** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190).

**MOTION:** Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to introduce Ordinance No. 3038.

**RESOLUTION NO. 2016-007** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF AN ACQUISITION AND FUNDING AGREEMENT WITH RICHLAND ONTARIO DEVELOPERS, LLC, A DELAWARE LIMITED LIABILITY COMPANY.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2016-007.

**15. A PUBLIC HEARING TO CONSIDER A RESOLUTION APPROVING THE DESIGNATION OF THE JOHN J. VOSS HOUSE, LOCATED AT 428 EAST PLAZA SERENA STREET, AS A LOCAL LANDMARK**

City Council adopted a resolution approving File No. PHP15-008, designating 428 East Plaza Serena Street (APN: 1048-072-21) as Local Landmark No. 96. Notice of public hearing was duly given and affidavits of compliance are on file in the Records Management Department.

The Mayor opened the public hearing, seeing no one requesting to be heard, the public hearing was closed.

**RESOLUTION NO. 2016-008** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP15-008, THE DESIGNATION OF THE JOHN J. VOSS HOUSE, LOCATED AT 428 EAST PLAZA SERENA STREET, AS LOCAL HISTORIC LANDMARK NO. 96, AND MAKING FINDINGS IN SUPPORT THEREOF (APN: 1048-072-21).

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2016-008.

**16. INTRODUCTION OF ORDINANCES AMENDING CHAPTERS 3, 7 AND 8B OF TITLE 6 OF THE ONTARIO MUNICIPAL CODE RELATING TO SOLID WASTE, SEWER AND WATER SERVICES AND FEES**

City Council:

- (A) Considered all written protests against the proposed increases in the rates for solid waste, sewer and water services in accordance with California Constitution, Article XIII D, Section 6(a); and
- (B) Introduced and waived further reading of ordinances amending Chapter 3, of Title 6 of the Ontario Municipal Code related to solid waste services and authorizing increases to the rates for solid waste service charges and fees; and

- (C) Introduced and waived further reading of ordinances amending Chapter 7, of Title 6 of the Ontario Municipal Code related to sewer services and authorizing increases to the rates for sewer service charges and fees; and
- (D) Introduced and waived further reading of ordinances amending Chapter 8B, of Title 6 of the Ontario Municipal Code relating to water services and authorizing increases to the rates for water service charges and fees.

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

The Mayor opened the public hearing, seeing no one requesting to be heard, the public hearing was closed.

There were three written communications in opposition:

*Aram Sarkisian*

*Christina and Jordan Peterson*

*Ed and Mary Rivas*

**ORDINANCE NO. 3039** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AMENDING SUBDIVISIONS (D) AND (E) OF SECTION 6-8.52, OF CHAPTER 8B, OF TITLE 6 OF THE ONTARIO MUNICIPAL CODE RELATING TO WATER SERVICE CONNECTIONS; AND AMENDING SECTION 6-3.107 OF ARTICLE 1 OF CHAPTER 3, OF TITLE 6, ARTICLE 6 OF CHAPTER 3, OF TITLE 6, AND ADDING SECTIONS 6-3.604 AND 6-3.605 TO ARTICLE 6 OF CHAPTER 3, OF TITLE 6 OF THE ONTARIO MUNICIPAL CODE RELATING TO SOLID WASTE MANAGEMENT.

**ORDINANCE NO. 3040** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING INCREASES TO THE RATES FOR ITS SOLID WASTE SERVICE CHARGES AND OTHER MISCELLANEOUS ONE-TIME SOLID WASTE FEES.

**ORDINANCE NO. 3041** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING INCREASES TO THE RATES FOR ITS SEWER SERVICE CHARGES.

**ORDINANCE NO. 3042** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING INCREASES TO THE RATES FOR ITS WATER SERVICE CHARGES, NEW METER CHARGES AND OTHER MISCELLANEOUS ONE-TIME WATER FEES.

**MOTION:** Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried, with Council Member Avila opposed, to introduce Ordinance Nos. 3039, 3040, 3041, and 3042.

	Yes	No	Abstain
Mayor Leon	X		
Mayor pro Tem Dorst-Porada	X		
Council Member Wapner	X		
Council Member Bowman	X		
Council Member Avila		X	

## STAFF MATTERS

City Manager Boling had no comments.

## COUNCIL MATTERS

### CITY CLERK VACANCY

City Manager Boling explained options to City Council to fill the City Clerk vacancy indicating that City Council could appoint someone to fill the vacancy or hold a special election at the cost of \$120,000.

Council Member Wapner stated that it is not cost effective to hold a special election to fill a position for five months and suggested that City Council appoint someone to the position. He added that only one application was received and moved to leave the position open for two additional weeks. Mr. Wapner also suggested that the item be brought back for consideration at the next City Council meeting on February 2, 2016.

**MOTION:** Moved by Council Member Wapner, seconded by Mayor Leon and carried by unanimous vote, to accept applications for City Clerk for an additional two weeks with the intention of making an appointment at the next regular City Council meeting.

## COUNCIL COMMENTS

Mayor pro Tem Dorst-Porada announced that Caltrans requested that the City take them on a walk of historic Euclid Avenue on January 30, 2016 at 9:00 a.m. The public was invited to attend.

Council Member Wapner announced the upcoming Ontario Reign hockey games at the Citizens Bank Arena and encouraged people to go out and watch.

Council Member Avila spoke on the impact Dr. Martin Luther King made on our nation and thanked City staff for their hard work.

Mayor Leon asked for City Council consensus on adjourning in honor of current and former City employees who have passed during the holiday season as well as volunteers.

Council Member Bowman requested the meeting also be adjourned in the memory of former Fire Captain Larry Doan.

Recessed to Closed Session at 8:25 p.m.

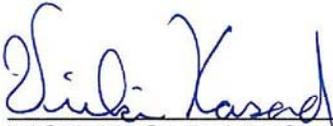
Meeting was reconvened at 8:39 p.m.

Mayor Leon indicated there were no reportable actions.

### **ADJOURNMENT**

Mayor Leon adjourned the meetings of the Joint Agencies at 8:40 p.m. in memory of Evie Hoehn, Marie Corregia, JoAnn Jordan, Dimas Barak, and Fire Captain Larry Doan. He announced the next regular meetings on Tuesday, February 2, 2016.

Respectfully submitted,



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VICKI KASAD, MMC, ASSISTANT CITY CLERK/SECRETARY

APPROVED:



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PAUL S. LEON, MAYOR/CHAIRMAN