

**ONTARIO CITY COUNCIL/  
ONTARIO HOUSING AUTHORITY/  
SUCCESSOR AGENCY TO THE  
ONTARIO REDEVELOPMENT AGENCY  
MINUTES  
AUGUST 16, 2016**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council/Ontario Housing Authority/Successor Agency to the Ontario Redevelopment Agency were held on Tuesday, August 16, 2016 at the Ontario City Hall, 303 East B Street, Ontario, California.

**CLOSED SESSION**

The Mayor called the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency meetings to order at 6:00 p.m., and inquired whether persons were present who wished to speak to an of the Closed Session items. Hearing no one, the City Council with Members Avila, Bowman, Wapner, and Leon present, recessed to Closed Session 6:00 p.m. for discussion of the following:

- GC 54956.9 (d)(2), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: *One (1) case.*
- GC 54956.9 (d)(1), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *Garcia, et al. v. Ace Evert, Inc., et al. San Bernardino Superior Court Case No. CIVDS 1416984.*

Mayor pro Tem Dorst-Porada arrived to the Closed Session meeting at 6:02 p.m.

The City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency meeting reconvened in public session at 6:30 p.m.

**CALL TO ORDER – OPEN SESSION**

The Mayor called the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency 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 Paul Vincent Avila |

|                |                           |      |
|----------------|---------------------------|------|
| <b>ABSENT:</b> | 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.

## REPORT ON CLOSED SESSION

City Attorney Brown advised that the Council conferred regarding both actions and reported that there is no reportable action for the anticipated litigation. He stated that a settlement authority has been reached for the existing litigation, with authorization of up to \$450,000.

The Pledge of Allegiance was led by Council Member Bowman.

In the absence of the Pastor, Mayor Leon requested a moment of silence.

## PUBLIC COMMENTS

*Christopher Craig*, Representative of Assembly Member Freddie Rodriguez, invited the public to attend a free seminar regarding Senior Scam Stopper to be held in the Ontario Senior Center, Friday, September 2<sup>nd</sup> from 8:30 a.m. to 10:30 a.m. in partnership with the Contractor's State License Board and Department of Insurance. They will have representatives available to discuss popular scams targeting seniors and information on ways to protect themselves. For reservations or requests for more information, contact the district office at (909) 902-9606.

*Linda Johnson*, spoke about districting and advocated for district representatives to represent the City's population.

Kelly Fredricks, CEO of ONT Airport, provided updates regarding Congress who recently passed legislation allowing for the transfer of the ONT Airport. The OIAA will become official owners of the ONT Airport beginning with a target date of November 1, 2016 and be notifying LAWA of the transfer on September 1, 2016. He commented regarding staffing and the partnership between the City and OIAA staff.

*Paul Hofer*, announced that he has been appointed to the Board for Division 2 for Inland Empire Utilities Agency, wholesale water provider and sewerage district. He stated he is looking forward to representing the City and vowed to be fiscally responsible.

*Stephen Rogers*, commented regarding the former Fire Chief and read a letter from 2003 regarding employee conduct.

Peggy Hazlett, CEO Ontario Chamber of Commerce, invited the public to attend Pancakes and Politics to be held at the Double Tree Hotel and mentioned the theme is Every Drop Counts. Speakers will speak about the five-year drought and how it is affecting the community and businesses in the City. She spoke about recognizing 40 individuals under the age of 40 at the Chamber Gala on October 27<sup>th</sup>, and how these people have contributed to the greater good in the Ontario region. She also mentioned Good Morning Ontario will be held at the Best Western Inn and Suites, September 7<sup>th</sup>.

## **AGENDA REVIEW/ANNOUNCEMENTS**

City Manager Boling noted an update to the exhibits to Agenda Item 5 regarding payments received for property assessments.

## **CONSENT CALENDAR**

Councilmember Avila requested to pull Items 4 and 5 for separate votes.

Mayor pro Tem Dorst-Porada requested to pull Item 7 for discussion and Item 13 for a separate vote.

Stephen Rogers commented regarding Items Number 6, 9, 10, and 14. He spoke about Item 6 and asked if the attorney firm reviewed the Craig Meredith Specific Plan SRG Archibald LLC subdivision, and if the firm participated in putting the deal together with the City. He also spoke about Item 9 the Professional Services Agreement for Legal Services to be provided by Liebert Cassidy Whitmore, related to personnel issues. He commented regarding employment identity theft and asked the Council to reconsider awarding the contract to Liebert Cassidy Whitmore.

**MOTION:** Moved by Councilmember Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to approve the Consent Calendar with the exception of Items 4, 5, and 13.

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

Approved Minutes for the regular meeting of the City Council and Housing Authority of July 5 and July 19, 2016, and the special meeting of the City Council and Housing Authority of June 15, 2016, approving same as on file in the Records Management Department.

### **2. BILLS/PAYROLL**

Approved Bills for the period May 29, 2016 through June 25, 2016, in the amount of \$11,775,985.81 and Payroll for the period May 29, 2016 through June 25, 2016, in the amount of \$5,562,733.63, when audited by the Finance Committee.

### **3. PROFESSIONAL SERVICES AGREEMENT WITH TRISTAR RISK MANAGEMENT FOR WORKERS' COMPENSATION PROGRAM ADMINISTRATION SERVICES**

City Council authorized the City Manager to execute a three-year professional services agreement with TRISTAR Risk Management, of Santa Ana, California, for workers' compensation program administration services at a flat rate of \$283,000 per year, or a total of \$849,000.

**6. APPROVAL OF SECOND AMENDMENT TO THE LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF ONTARIO/SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY AND KANE, BALLMER & BERKMAN**

City Council/Agency Board approved and authorized the City Manager/Executive Director to execute the Second Amendment to the Legal Services Agreement between the City/Agency and Kane, Ballmer and Berkman of Los Angeles, California, for on-going services to be provided on an as-needed basis for City/Successor Agency legal services.

**7. A PROFESSIONAL SERVICES AGREEMENT FOR ADMINISTRATIVE SUPPORT OF THE ONTARIO'S COMMUNITY COLLEGE PROMISE PROGRAM/ONTARIO-MONTCLAIR SCHOOLS FOUNDATION**

City Council authorized the City Manager to execute a three-year professional services agreement, with the option to extend for up to two additional one-year terms, with the Ontario-Montclair Schools Foundation of Ontario, California, for administrative support of the Ontario's Community College Promise Program.

Mayor pro Tem Dorst-Porada spoke about the new Ontario Community College Promise Program. She commented on the importance of making education affordable to students and providing them with the resources to be able to attain it.

Council Member Wapner thanked Mayor pro Tem Dorst-Porada for bringing this idea to the Council and helping make the Scholarship Program a reality for the City. There are benefits not only to the parents and students, but also to the City. He stated that this program will provide the City with a trained workforce which will ultimately attract employers to the City contributing to the economic welfare of the City.

Mayor Leon recognized the City of Montclair for a similar program that is provided to their residents. He acknowledged staff and thanked them for their work in bringing the program to fruition.

Council Member Bowman stated his excitement about the program and sending a positive message to the children in the community.

**8. A LEASE AGREEMENT BETWEEN SANTA CLAUS OF THE CHAFFEY DISTRICT, INC. AND THE CITY OF ONTARIO**

City Council approved a Lease Agreement between Santa Claus of the Chaffey District, Inc. and the City of Ontario for the use of certain City owned property located at 1330 East "D" Street.

**9. A PROFESSIONAL SERVICES AGREEMENT FOR LEGAL SERVICES RELATED TO PERSONNEL AND EMPLOYMENT ISSUES/LIEBERT CASSIDY WHITMORE**

City Council authorized the City Manager to execute a three-year Professional Services Agreement with the law firm Liebert Cassidy Whitmore, of Los Angeles, California, for on-going legal services on an as-needed basis related to personnel, employee relations, and consultation services; and authorized the extension of the contract term for up to two one-year periods.

**10. AN AGREEMENT BETWEEN THE ONTARIO INTERNATIONAL AIRPORT AUTHORITY AND THE CITY OF ONTARIO FOR INFORMATION TECHNOLOGY SUPPORT SERVICES**

City Council authorized the City Manager to approve a Professional Services Agreement for the City to provide IT support services to the Ontario International Airport Authority.

**11. AUTHORIZE THE PURCHASE OF FLEET VEHICLES**

City Council took the following actions:

- (A) Authorized the purchase and delivery of fifteen 2017 Ford Police Patrol SUV Vehicles in the amount of \$486,099 from Fairview Ford of San Bernardino, California, under the terms and conditions of Bid No. 613; and
- (B) Awarded Bid No. 663 for the purchase and delivery of seven 2017 Ford Interceptor SUVs in the amount of \$187,527 from Fairview Ford of San Bernardino, California, for the Police Department; and
- (C) Authorized the purchase and delivery of two 2017 KME Type 1 Fire Pumpers in the amount of \$1,293,112 from KME of Ontario, California, for the Fire Department; and
- (D) Authorized the purchase and delivery of six 2017 Ford Escapes in the amount of \$140,581 for the Building Department, Code Enforcement, and Police Department; one 2017 Ford F-250 for the Engineering Department in the amount of \$32,133; one 2016 Chevrolet Colorado in the amount of \$36,044; and one 2017 Ford Explorer in the amount of \$39,196 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 102811; and
- (E) Authorized the purchase and delivery of two CNG Roll Off Refuse Trucks in the amount of \$466,541 from Los Angeles Freightliner of Whittier, California, for the Solid Waste Department, consistent with the terms and conditions of the City of Riverside, California, Invitation for Bids (IFB) No. 7262 and Purchase Order No. 152012; and

- (F) Authorized the purchase and delivery of three CNG Automated Side Loading Refuse Trucks in the amount of \$779,720 from Los Angeles Freightliner of Whittier, California, for the Solid Waste Department, under the terms and conditions of Bid No. 374; and
- (G) Authorized a purchase and delivery of three CNG Front Loading Refuse Trucks in the amount of \$831,751 from Los Angeles Freightliner of Whittier, California, for the Solid Waste Department, under the terms and conditions of Bid No. 595.

**12. A CONSTRUCTION CONTRACT FOR THE SUSTAINABLE LANDSCAPE AND EDUCATION GARDENS AT THE ONTARIO MUSEUM OF HISTORY AND ART/CALIFORNIA LANDSCAPE AND DESIGN, INC.**

City Council took the following actions:

Awarded Contract No. MU 1516-01 to California Landscape and Design, Inc. of Upland, California in the amount of a \$853,048, plus a 15% contingency of \$127,958 for a total not to exceed of \$981,006; and authorized the City Manager or his designee to execute the contract, other related documents necessary to implement said contract and to file a notice of completion at the conclusion of all construction activities related to the project.

**14. PROFESSIONAL SERVICES AGREEMENT WITH PROJECT PARTNERS FOR ENGINEERING CONTRACT STAFFING SERVICES**

City Council approved and authorized the City Manager to execute a Professional Services Agreement with Project Partners of Laguna Hills, California, to provide engineering contract services in the amount of \$200,000; and authorized the City Manager to extend the agreement for up to three additional consecutive one-year periods consistent with City Council approved budgets.

**15. A COST SHARING AGREEMENT FOR THE CHINO BASIN WATER BANK FEASIBILITY REVIEW AND FOUNDATIONAL DOCUMENT DEVELOPMENT/INLAND EMPIRE UTILITIES AGENCY/CUCAMONGA VALLEY WATER DISTRICT/MONTE VISTA WATER DISTRICT**

City Council approved and authorized the City Manager to execute a cost sharing agreement with the Inland Empire Utilities Agency, Cucamonga Valley Water District and Monte Vista Water District for the Chino Basin Water Bank Feasibility Review and Foundational Document Development in the total amount of \$200,000 and each participating agency's share being \$50,000.

**ITEMS PULLED FROM THE CONSENT CALENDAR**

**4. 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 October 7, 2016.

Councilmember Avila, commented regarding his request for additional alternates and his request for new members to be appointed to the designation of voting delegate for the League of California Cities.

Mayor pro Tem Dorst-Porada stated that all members of the City Council are provided with the opportunity to attend the League of California Cities Annual Business Meetings.

Mayor Leon spoke about the importance of stability and consistency when representing the City of Ontario. He also spoke about the importance of forming institutional knowledge of the agencies through years of service as a participating member.

**MOTION:** Moved by Councilmember Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approve the designation of 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 October 7, 2016.

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

**5. 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. 2016-083** 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.

Councilmember Avila expressed concerns with the amounts of Civil Penalties and Recovery of Costs incurred for abatement of violations of the City Codes and Ordinances.

**MOTION:** Moved by Councilmember Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to adopt Resolution No. 2016-083.

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

**13. AN OPERATIONS AND MANAGEMENT AGREEMENT WITH WEST END YMCA FOR THE VETERAN’S MEMORIAL PARK COMMUNITY CENTER**

City Council authorized the City Manager to execute an Operations and Management Agreement with the Ontario/Montclair YMCA for the use of the Veteran’s Memorial Park Community Center for one (1) year with the option to extend the Agreement for up to two additional years.

Mayor pro Tem Dorst-Porada expressed her concern regarding poor management decisions previously made by the YMCA management.

Mayor Leon commented on his frustration with previous fiscal decisions made by YMCA management. He spoke about the importance of continuing to provide support to the children in the community.

Council Member Bowman stated that he was also upset with previous the closure of the YMCA, and concurred with the statements made by Mayor Leon.

**MOTION:** Moved by Council Member Bowman, seconded by Mayor Leon and carried by unanimous vote to authorize the City Manager to execute an Operations and Management Agreement with the Ontario/Montclair YMCA for the use of the Veteran's Memorial Park Community Center for one (1) year with the option to extend the Agreement for up to two additional years.

## **PUBLIC HEARINGS**

### **16. A PUBLIC HEARING TO CONSIDER WHETHER THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE ISSUANCE OF ADDITIONAL TAXICAB PERMITS**

City Council held a public hearing to consider and make a determination whether the public convenience and necessity requires the issuance of additional taxicab permits.

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.

Cesar Hernandez, Vice President of Express Transportation Systems, spoke about his request to add an additional company to the City of Ontario's Taxi Franchise holders. He commented on the lack of taxi services available for the residents and businesses of Ontario. He requested to add Checkered Cab and Inland Empire Cab to address the needs and requests from the residents of Ontario. He also provided statistics for the use and need of additional taxicabs in the City. He stated that 100% of the hotels in the City requested the addition of taxicabs in the City.

Petros Keshidhian, representative of Bell Cab Company, stated that contrary to information presented, the taxi services provided by Bell Cab Company have not been reduced in the City of Ontario.

Mayor Leon stated that Uber and Lyft were not in competition with the taxis and stated that Uber and Lyft were just a part of the wave of the future that taxi businesses will have to deal with.

Mayor pro Tem Dorst-Porada asked the City Manager to address if there were complaints regarding the taxi services provided in the City in the last 12 to 18 months.

City Manager Boling recounted that during the last hearing on taxis, staff was directed to keep records and work with the Police Department on tracking any complaints that came from the public. He added that the City has not received any complaints, with

regard to the wait time, the average pickups are made within 15 minutes for Bell Cab 94% of the time and Yellow Cab 90% are picked up within 15 minutes. The City has not received any complaints from the general public, Greater Ontario Convention Bureau also spoke to the hotels and none of them responded with a request to add another taxi cab.

Council Member Avila would like to clarify whether the statistics are coming from any other sources apart from the taxi cab companies and asked if the reports included any complaints.

City Manager Boling stated that the companies are obligated to provide regular reports through their work order/call taking system to the City of Ontario. He noted that a separate phone number has been provided that allows complaints to come directly to the City; no complaints have been received.

City Manager Boling stated that the wait times are provided by the taxi companies under the obligation of the ordinance and the Franchise Agreement. He also stated that further examination is done by staff to determine the accuracy of the reports.

Council Member Avila commented that because the reports are provided by the taxi companies, the credibility is questionable.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Wapner and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to determine that the public convenience and necessity did not require the issuance of additional taxi cab permits.

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

**17. A PUBLIC HEARING TO CONSIDER THE FORMATION OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES – AREA B); INTRODUCTION OF AN ORDINANCE LEVYING SPECIAL TAXES; AND ADOPTION OF A RESOLUTION TO INCUR BONDED INDEBTEDNESS**

City Council took the following actions:

- (A) Adopted a resolution establishing Community Facilities District No. 30 (New Haven Facilities Area B), 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. 30 (New Haven Facilities - Area B);
- (C) Adopted a resolution calling a special election for City of Ontario Community Facilities District No. 30 (New Haven Facilities - Area B);
- (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. 30 (New Haven Facilities - Area B);
- (F) Adopted a resolution authorizing the execution and delivery of an amended and restated acquisition and funding agreement with Brookcal Ontario, LLC, a Delaware Limited Liability Company; and
- (G) Introduced and waived further reading of an ordinance dissolving City of Ontario Community Facilities District No. 29 (New Haven Facilities - Area B).

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.

Stephen Rogers, asked what kind of disclosures the City is providing to the people purchasing the bonds. He also asked about the impact the disclosure of the contamination will have on the purchase of the bonds.

Mayor Leon asked if there are any legal comments that can be made regarding speakers releasing information to the public that is not truthful.

City Attorney/Legal Counsel Brown, stated that there are specific federal and state disclosure requirements that need to be made with regard to the issue and sale of the bonds and the preparation of disclosure documents that are provided to the investors that ultimately purchase and sell the bonds. He noted that the formation of the districts typically involve multiple law firms that will properly disclose any issues that are material to the issuance and sale of the bonds.

**RESOLUTION NO. 2016-084** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF FORMATION OF THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES - AREA B), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE COMMUNITY FACILITIES DISTRICT AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE COMMUNITY FACILITIES DISTRICT.

**RESOLUTION NO. 2016-085** 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. 30 (NEW HAVEN FACILITIES - AREA B).

**RESOLUTION NO. 2016-086** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING SPECIAL ELECTION FOR CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES - AREA B).

**MOTION:** Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approving the adoption of a Resolution Nos. 2016-084, 2016-085, 2016-086.

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

**RESOLUTION NO. 2016-087** 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 Council Member Wapner and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approve adoption of Resolution No. 2016-087.

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

**ORDINANCE NO. 3057 (FIRST READING)** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 30 (NEW HAVEN FACILITIES - AREA B).

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approve Introduction and waive further reading of Ordinance No. 3057.

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

**RESOLUTION NO. 2016-088** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF AN AMENDED AND RESTATED ACQUISITION AND FUNDING AGREEMENT WITH BROOKCAL ONTARIO LLC.

**MOTION:** Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approve adoption Resolution No. 2016-088; and

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

**ORDINANCE NO. 3058 (FIRST READING)** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DISSOLVING CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 29 (NEW HAVEN FACILITIES - AREA B).

**MOTION:** Moved by Council Member Bowman, seconded by Council Member Wapner and carried by a vote of 4 to 1 with Council Member Avila casting the dissenting vote to approve Introduction and waive further reading of Ordinance No. 3058.

|                            | 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

None.

## COUNCIL MATTERS

Mayor Leon commented on his friend's birthday, wife's birthday and their upcoming wedding anniversary.

Mayor pro Tem Dorst-Porada - None

Council Member Wapner - None

Council Member Bowman reminded the public to keep pets hydrated and in an air conditioned environment. He also commented on doing the same for the children.

Council Member Avila concurred with Council Member Bowman's comment regarding the importance of keeping pets hydrated and in a cool environment. He asked the public to not to leave kids in the car. He also commented on the quality of the City Council's decisions and actions taken at this meeting.

## ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:38 p.m. and announced the next regular meetings on Tuesday, September 6, 2016.

Respectfully submitted,

  
SHEILA MAUTZ, CITY CLERK/SECRETARY

APPROVED:

  
PAUL S. LEON, MAYOR/CHAIRMAN