

**ONTARIO CITY COUNCIL/
ONTARIO HOUSING AUTHORITY/
SUCCESSOR AGENCY TO THE ONTARIO
REDEVELOPMENT AGENCY
MINUTES
DECEMBER 1, 2015**

JOINT MEETINGS

Regular meetings of the Ontario City Council/Ontario Housing Authority/Successor Agency to the Ontario Redevelopment Agency were held on Tuesday, December 1, 2015 at the Ontario City Hall, 303 East B Street, Ontario, California.

CLOSED SESSION

- GC 54956.9 (d)(1), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *City of Ontario v. City of Los Angeles, Los Angeles World Airports, and Los Angeles Board of Airport Commissioners, RIC 1306498.*

The Mayor announced the Closed Session was cancelled due to a lack of quorum.

CALL TO ORDER – OPEN SESSION

The Mayor called the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency meetings to order at 6:36 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 Thomas Rice and Assistant City Clerk/Secretary Vicki Kasad.

The Pledge of Allegiance was led by Council Member Wapner.

The Invocation was offered by *Pastor Brian E. Kennedy*, Mt. Zion Baptist Church.

AGENDA REVIEW/ANNOUNCEMENTS

City Manager Boling indicated there were no announcements.

PUBLIC COMMENT

Sue Oxarart, invited everyone to attend the Christmas on Euclid Experience. She also announced the Tree Lighting on December 5, 2015 at 5:00 p.m. and the Menorah procession on December 10, 2015. Lastly, she announced the Feliz Navidad Celebration with Jon Secada on December 12, 2015.

Dale Robinson, raised concerns about the prohibition and enforcement of flags and banners in the City.

Christopher Craig, representative from Assembly Member Rodriguez' office, announced their open house and toy drive to be held on December 5, 2015 from 10:00 a.m. to 1:00 p.m. at Assembly Member Rodriguez' District office in the City of Chino. Donations were being accepted until December 18, 2015.

Linda Johnson, discussed the Edison towers adjacent to Archibald Ranch. She asked that the City set safety standards for these lines including an escape route and a written manual for evacuation. She asked that the trichloroethylene plume be tested again to prevent contamination.

Chad Schnitger, representative of San Bernardino County Supervisor Curt Hagman's office, announced an Open House on December 10, 2015 from 5:30 p.m. to 7:30 p.m. at the Chino Hills City Hall.

CONSENT CALENDAR

Agenda Item #12 was pulled from the Consent Calendar for separate discussion as requested by Council Member Avila.

MOTION: Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada to approve the balance of the Consent Calendar items as recommended.

1. APPROVAL OF MINUTES

Approved Minutes for the regular meeting of the City Council/Housing Authority/Successor Agency to the Ontario Redevelopment Agency of November 3, 2015, as on file in the Records Management Department.

2. BILLS/PAYROLL

Approved Bills for the period from October 4, 2015 through October 17, 2015, in the amount of \$7,619,283.52 and Payroll for the period from October 4, 2015 through October 17, 2015, in the amount of \$2,653,152.94, when audited by the Finance Committee.

3. RESOLUTION APPROVING A 2015 AGREEMENT AFFECTING REAL PROPERTY BETWEEN THE CITY OF ONTARIO AND HOLT MELROSE, LLC; AND A RESOLUTION APPROVING A PURCHASE AND SALE AGREEMENT BETWEEN THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY AND HOLT MELROSE, LLC

City Council and Successor Agency to the Ontario Redevelopment Agency took the following actions:

- (A) The City Council adopted a Resolution approving a 2015 Agreement Affecting Real Property between the City of Ontario and Holt Melrose, LLC for the construction of a retail and industrial project located at 115 South Pleasant Avenue and 610 East Holt Boulevard, Ontario, California; and
- (B) The Successor Agency adopted a Resolution approving a Purchase and Sale Agreement for allowing the Successor Agency to convey the property located at 115 South Pleasant Avenue and 610 East Holt Boulevard in the City of Ontario, California, to Holt Melrose, LLC for the fair market value of \$584,000.

RESOLUTION NO. 2015-128 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A 2015 AGREEMENT AFFECTING REAL PROPERTY (610 EAST HOLT BOULEVARD).

RESOLUTION NO. SA-007 A RESOLUTION OF THE SUCCESSOR AGENCY TO THE ONTARIO REDEVELOPMENT AGENCY OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A PURCHASE AND SALE AGREEMENT WITH HOLT MELROSE, LLC.

4. A CONSTRUCTION CONTRACT FOR A HIGHWAY SAFETY IMPROVEMENT PROGRAM TRAFFIC SIGNAL MODIFICATION PROJECT ON MISSION BOULEVARD AT THE INTERSECTIONS AT MOUNTAIN, SAN ANTONIO AND VINE AVENUES/INTERNATIONAL LINE BUILDERS, INC.

City Council approved the plans and specifications and awarded a construction contract to International Line Builders, Inc. of Riverside, California, for the Highway Safety Improvement Program (HSIPL-5092(031)) Mission Boulevard Signal Modifications at Mountain Avenue, San Antonio Avenue and Vine Avenue in the bid amount of \$488,687 plus a contingency of \$69,813 for a total authorized expenditure of \$558,500; 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.

5. **A RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL PARCEL MAP NO. 16562 LOCATED AT THE SOUTHEAST CORNER OF HOLT BOULEVARD AND EUCLID AVENUE/SEC EUCLID AND HOLT AVENUE PROPERTY, LP**

City Council adopted a resolution approving an improvement agreement, improvement security and Final Parcel Map No. 16562 located at the southeast corner of Holt Boulevard and Euclid Avenue.

RESOLUTION NO. 2015-129 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL PARCEL MAP NO. 16562 LOCATED AT THE SOUTHEAST CORNER OF HOLT BOULEVARD AND EUCLID AVENUE.

6. **AN IMPROVEMENT AGREEMENT AND IMPROVEMENT SECURITY FOR PARCEL MAP NO. 17855 FOR PROPERTY LOCATED AT THE NORTHEAST CORNER OF CAMPUS AVENUE AND CALIFORNIA STREET/CP LOGISTICS CALIFORNIA AND CAMPUS, LLC**

City Council approved and authorized the City Manager to execute an improvement agreement and improvement security for Parcel Map No. 17855 for property located at the northeast corner of Campus Avenue and California Street.

7. **A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN ACQUISITION AND FUNDING AGREEMENT**

City Council adopted a resolution authorizing the execution and delivery of an Acquisition and Funding Agreement between the City of Ontario and Lennar Homes of California, Inc. for the purchase of public facilities constructed and/or funded by Lennar Homes.

RESOLUTION NO. 2015-130 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF AN ACQUISITION AND FUNDING AGREEMENT WITH LENNAR HOMES OF CALIFORNIA, INC.

8. **ACCEPT A WRITTEN PETITION TO CREATE A COMMUNITY FACILITIES DISTRICT; ADOPT A RESOLUTION OF INTENT TO ESTABLISH CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 36 (EUCALYPTUS 190) AND TO AUTHORIZE THE ASSOCIATED LEVY OF SPECIAL TAXES; AND ADOPT A RESOLUTION TO INCUR BONDED INDEBTEDNESS**

City Council:

- (A) Accepted a written petition from Warm Springs NMC, LLC, located in Irvine, California, to create a Community Facilities District, and to waive certain procedural matters, under the Mello-Roos Community Facilities Act of 1982;

- (B) Adopted a Resolution of Intent to establish City of Ontario Community Facilities District No. 36 (Eucalyptus 190); 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 scheduled for Tuesday, January 19, 2016; and
- (C) Adopted a Resolution to Incur Bonded Indebtedness of proposed Community Facilities District No. 36 (Eucalyptus 190).

RESOLUTION NO. 2015-131 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. 36 (EUCALYPTUS 190), AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES.

RESOLUTION NO. 2015-132 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. 36 (EUCALYPTUS 190).

9. ARCHITECTURAL SERVICES AGREEMENT FOR POLICE DEPARTMENT HEADQUARTERS IMPROVEMENTS/HOLT ARCHITECTURE

City Council authorized the City Manager to enter into a \$125,000 architectural services agreement with Holt Architecture of Riverside, California to provide architectural services for interior improvements to the existing Police Department Headquarters Facility.

10. A REVISION TO CERTAIN PROVISIONS OF A COMPREHENSIVE UPDATE TO THE CITY OF ONTARIO DEVELOPMENT CODE (PREVIOUSLY REVIEWED BY THE PLANNING COMMISSION ON 6/23/2015, AND INTRODUCED TO THE CITY COUNCIL AS ORDINANCE NO. 3028 ON 9/1/2015), AS FOLLOWS: [1] ESTABLISH CONSISTENCY WITH SENATE BILL NO. 582, ALLOWING ELECTRIFIED FENCES IN COMMERCIAL ZONES UP TO 10 FEET IN HEIGHT, AND WITHIN INDUSTRIAL ZONES UP TO 16 FEET IN HEIGHT; [2] ALLOW "ARCHITECTURAL AND STRUCTURAL METAL MANUFACTURING" AND "CONVERTED PAPER PRODUCT MANUFACTURING" AS CONDITIONALLY PERMITTED LAND USES WITHIN THE PROPOSED IL (LIGHT INDUSTRIAL) ZONING DISTRICT; AND [3] MODIFY TABLE 5.02-1 (LAND USE MATRIX) TO ENSURE THAT THE ALLOWED LAND USES WITHIN THE PROPOSED ONT (ONTARIO INTERNATIONAL AIRPORT) ZONING DISTRICT ARE CONSISTENT WITH THE ALLOWED LAND USES IN THE CURRENT M3 (GENERAL INDUSTRIAL) ZONING DISTRICT

City Council considered and adopted an ordinance approving a revision to File No. PDCA11-003, an amendment to the City of Ontario Development Code

(Ontario Municipal Code Title 9) to include: [1] a revision of the electrified fences provisions (§§ 6.02.025.f) consistent with Senate Bill No. 582; [2] a revision of the land use matrix (Table 5.02-1) to allow “architectural and structural metal manufacturing” and “converted paper product manufacturing” as conditionally permitted land uses within the proposed IL (Light Industrial) zoning district; and [3] a revision of the land use matrix (Table 5.02-1) to ensure that the allowed land uses within the current General Industrial (M3) zoning district, and the proposed Ontario International Airport (ONT) zoning district, are consistent with one another. Introduction and first reading took place at the regular City Council meeting of November 17, 2015.

ORDINANCE NO. 3033 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A REVISION TO FILE NO. PDCA11-003, AMENDING THE CITY OF ONTARIO DEVELOPMENT CODE, INCLUDING: [1] ESTABLISH CONSISTENCY WITH SENATE BILL NO. 582 ADDRESSING ELECTRIFIED FENCES IN NONRESIDENTIAL ZONES; [2] ALLOW “ARCHITECTURAL AND STRUCTURAL METAL MANUFACTURING” AND “CONVERTED PAPER PRODUCT MANUFACTURING” AS CONDITIONALLY PERMITTED LAND USES WITHIN THE PROPOSED IL (LIGHT INDUSTRIAL) ZONING DISTRICT; AND [3] MODIFY DEVELOPMENT CODE TABLE 5.02-1 (LAND USE MATRIX) TO ESTABLISH CONSISTENCY IN ALLOWED LAND USES BETWEEN THE PROPOSED ONT (ONTARIO INTERNATIONAL AIRPORT) ZONING DISTRICT AND EXISTING M3 (GENERAL INDUSTRIAL) ZONING DISTRICTS.

11. **AN ORDINANCE APPROVING FILE NO. PDCA11-003, A DEVELOPMENT CODE AMENDMENT PROPOSING A COMPREHENSIVE UPDATE TO THE CITY OF ONTARIO DEVELOPMENT CODE (ONTARIO MUNICIPAL CODE TITLE 9) TO ESTABLISH CONSISTENCY WITH THE ONTARIO PLAN AND VARIOUS CHANGES IN STATE LAWS AND REGULATIONS, AND THE REPEAL OF VARIOUS PROVISIONS OF THE ONTARIO MUNICIPAL CODE TO PROVIDE FOR THE ELIMINATION OF DUPLICATIONS AND INCONSISTENCIES WITH THE PROPOSED DEVELOPMENT CODE**

City Council considered and adopted an ordinance amending Title 9 (Development Code) of the Ontario Municipal Code, and repealing various provisions of the Ontario Municipal Code, including: Title 4, Chapter 13 (Parking on Unpaved Surfaces); Title 5, Chapter 22 (Property Appearance – Nuisance); Title 6, Chapter 1 (Animals and Fowl); and Title 6, Chapter 2 (Fish Meal Storage and Handling). Introduction and first reading took place at the regular City Council meeting of September 1, 2015.

ORDINANCE NO. 3028 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDCA11-003, A DEVELOPMENT CODE AMENDMENT FOR A COMPREHENSIVE UPDATE TO THE CITY OF ONTARIO DEVELOPMENT CODE (ONTARIO MUNICIPAL CODE TITLE 9), TO ESTABLISH CONSISTENCY WITH THE ONTARIO PLAN AND VARIOUS CHANGES IN STATE LAWS AND REGULATIONS, AND THE REPEAL OF VARIOUS PROVISIONS OF THE ONTARIO MUNICIPAL CODE TO PROVIDE FOR THE ELIMINATION OF DUPLICATIONS AND INCONSISTENCIES WITH THE PROPOSED DEVELOPMENT CODE, AND MAKING FINDINGS IN SUPPORT THEREOF.

13. **AN ORDINANCE TO IMPLEMENT LOCAL REGULATIONS APPLICABLE TO HOLDERS OF A STATE VIDEO FRANCHISE GRANTED BY THE CALIFORNIA PUBLIC UTILITIES COMMISSION PURSUANT TO THE DIGITAL INFRASTRUCTURE AND VIDEO COMPETITION ACT (DIVCA)**

City Council considered and adopted an ordinance which will authorize the City to enforce the regulatory authority retained under the Digital Infrastructure and Video Competition Act (DIVCA) over holders of State video franchises operating within the City of Ontario; and ensure collection of fees the City is entitled to collect under DIVCA. Introduction and first reading took place at the regular City Council meeting of November 17, 2015.

ORDINANCE NO. 3035 AN ORDINANCE OF THE CITY OF COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ENACTING NEW CHAPTER 20A OF TITLE 4, RELATING TO STATE VIDEO SERVICE FRANCHISES.

14. **A RESOLUTION CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY OF ONTARIO INTO THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY'S OPEN PACE PROGRAM; AUTHORIZING THE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS**

City Council approved a resolution consenting to the inclusion of the territory of the City of Ontario into the California Statewide Communities Development Authority's Open PACE Program, and authorizing the administration of the program.

RESOLUTION NO. 2015-133 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN THE TERRITORY OF THE CITY OF ONTARIO INTO THE CALIFORNIA STATEWIDE COMMUNITIES DEVELOPMENT AUTHORITY'S OPEN PACE PROGRAM; AUTHORIZING THE AUTHORITY TO ACCEPT APPLICATIONS FROM PROPERTY OWNERS, CONDUCT CONTRACTUAL ASSESSMENT PROCEEDINGS AND LEVY CONTRACTUAL ASSESSMENTS WITHIN THE TERRITORY OF THE CITY; AND AUTHORIZING RELATED ACTIONS.

MOTION UNANIMOUSLY CARRIED. The Mayor/Chairman declared Resolution Nos. 2015-128, 2015-129, 2015-130, 2015-131, 2015-132, 2015-133, SA-007, and Ordinance Nos. 3033, 3028 and 3035 unanimously adopted.

ITEMS PULLED FROM CONSENT CALENDAR

12. **A CITY INITIATED REQUEST TO CHANGE THE ZONING DESIGNATIONS (FILE NO. PZC15-002) ON VARIOUS PROPERTIES LOCATED THROUGHOUT THE CITY TO BP (BUSINESS PARK), IP (INDUSTRIAL PARK), IL (LIGHT INDUSTRIAL), AND RC (RAIL CORRIDOR), AND TO CHANGE THE ZONING ON VARIOUS M3 (GENERAL INDUSTRIAL) ZONED PROPERTIES TO IG (GENERAL INDUSTRIAL) AND VARIOUS OTHER ZONES IN ORDER TO MAKE THE ZONING CONSISTENT WITH THE ONTARIO PLAN LAND USE DESIGNATIONS OF THE PROPERTIES**

City Council considered and adopted an ordinance approving a Zone Change (File No. PZC15-002) to create consistency between the zoning and the General Plan land use designations of the subject properties.

Council Member Avila expressed his opposition to the item.

ORDINANCE NO. 3034 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PZC15-002, A REQUEST TO CHANGE THE ZONING ON VARIOUS PROPERTIES LOCATED THROUGHOUT THE CITY TO BP (BUSINESS PARK), IP (INDUSTRIAL PARK), IL (LIGHT INDUSTRIAL), AND RC (RAIL CORRIDOR), AND TO CHANGE THE ZONING ON VARIOUS M3 (GENERAL INDUSTRIAL) ZONED PROPERTIES TO IG (GENERAL INDUSTRIAL) AND VARIOUS OTHER ZONES IN ORDER TO MAKE THE ZONING CONSISTENT WITH THE ONTARIO PLAN LAND USE DESIGNATIONS OF THE PROPERTIES, AND MAKING FINDINGS IN SUPPORT THEREOF – APNS: (AS SHOWN IN EXHIBIT A ATTACHED).

MOTION: Moved by Council Member Wapner, seconded by Mayor pro Tem Dorst-Porada and carried, with Council Member Avila opposed, to adopt Ordinance No. 3034.

| | 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

PUBLIC HEARINGS

15. A PUBLIC HEARING TO CONSIDER AN OWNER PARTICIPATION AGREEMENT BY AND BETWEEN THE CITY OF ONTARIO AND ONTARIO MILLS LIMITED PARTNERSHIP

City Council approved a resolution authorizing the City Manager to execute an Owner Participation Agreement and all other necessary documentation by and between the City of Ontario and Ontario Mills Limited Partnership, a Delaware limited partnership, related to the enhancement of certain public improvements.

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. 2015-134 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN OWNER PARTICIPATION AGREEMENT BY AND BETWEEN THE CITY OF ONTARIO AND ONTARIO MILLS LIMITED PARTNERSHIP.

MOTION: Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2015-134.

16. A PUBLIC HEARING TO CONSIDER A RESOLUTION REGARDING THE FORMATION OF CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 34 (COUNTRYSIDE PHASE 1 NORTH - FACILITIES); INTRODUCTION OF AN ORDINANCE LEVYING SPECIAL TAXES; AND ADOPTION OF A RESOLUTION TO INCUR BONDED INDEBTEDNESS

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.

City Council:

- (A) Adopted a resolution establishing Community Facilities District No. 34 (Countryside Phase 1 North - Facilities), 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. 34 (Countryside Phase 1 North – Facilities);
- (C) Adopted a resolution calling a special election for City of Ontario Community Facilities District No. 34 (Countryside Phase 1 North - Facilities);

RESOLUTION NO. 2015-135 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, OF FORMATION OF THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 34 (COUNTRYSIDE PHASE 1 NORTH - FACILITIES), AUTHORIZING THE LEVY OF A SPECIAL TAX WITHIN THE COMMUNITY FACILITIES DISTRICT AND ESTABLISHING AN APPROPRIATIONS LIMIT FOR THE COMMUNITY FACILITIES DISTRICT.

RESOLUTION NO. 2015-136 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. 34 (COUNTRYSIDE PHASE 1 NORTH - FACILITIES).

RESOLUTION NO. 2015-137 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, CALLING SPECIAL ELECTION FOR CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 34 (COUNTRYSIDE PHASE 1 NORTH - FACILITIES)

MOTION: Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to adopt Resolution Nos. 2015-135, 2015-136, and 2015-137.

- (D) Adopted a resolution declaring the results of the special election and directing the recording of a Notice of Special Tax Lien;

RESOLUTION NO. 2015-138 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 Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2015-138.

- (E) Introduced and waived further reading of an ordinance levying special taxes within City of Ontario Community Facilities District No. 34 (Countryside Phase 1 North – Facilities); and

ORDINANCE NO. 3036 AN ORDINANCE OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE CITY OF ONTARIO COMMUNITY FACILITIES DISTRICT NO. 34 (COUNTRYSIDE PHASE 1 NORTH - FACILITIES).

MOTION: Moved by Council Member Bowman, seconded by Mayor pro Tem Dorst-Porada and carried by unanimous vote to introduce Ordinance No. 3036.

- (F) Adopted a resolution authorizing the execution and delivery of an acquisition and funding agreement with Forestar Development Company, a Delaware Company.

RESOLUTION NO. 2015-139 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE EXECUTION AND DELIVERY OF AN ACQUISITION AND FUNDING AGREEMENT WITH FORESTAR DEVELOPMENT COMPANY.

MOTION: Moved by Council Member Wapner, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution No. 2015-139.

17. A PUBLIC HEARING TO CONSIDER FILE NOS. PHP15-001, PHP15-004, PHP15-005 & PHP15-007, HISTORIC PROPERTY PRESERVATION AGREEMENTS FOR FOUR DESIGNATED HISTORIC PROPERTIES

City Council adopted resolutions approving and authorizing the City Manager to enter into Historic Property Preservation Agreements (Mills Act contracts) for the following properties:

- (A) File No. PHP15-001, 509 East E Street (APN: 1048-391-13)
- (B) File No. PHP15-004, 1258 North Euclid Avenue (APN: 1047-531-09)
- (C) File No. PHP15-005, 327 West H Street (APN: 1048-271-07)
- (D) File No. PHP15-007, 204 East J Street (APN: 1048-071-06)

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.

Mayor pro Tem Dorst-Porada thanked the property owners for rehabilitating their homes and encouraged participation in the Ontario Heritage Group.

RESOLUTION NO. 2015-140 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP15-001, AND AUTHORIZING THE CITY OF ONTARIO TO ENTER INTO A HISTORIC PROPERTY PRESERVATION AGREEMENT WITH RYAN CASTILLO FOR THE PROPERTY LOCATED AT 509 EAST E STREET (APN: 1048-391-13).

RESOLUTION NO. 2015-141 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP15-004, AND AUTHORIZING THE CITY OF ONTARIO TO ENTER INTO A HISTORIC PROPERTY PRESERVATION AGREEMENT WITH ARMANDO VILLA FOR THE PROPERTY LOCATED AT 1258 NORTH EUCLID AVENUE (APN: 1047-531-09).

RESOLUTION NO. 2015-142 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP15-005, AND AUTHORIZING THE CITY OF ONTARIO TO ENTER INTO A HISTORIC PROPERTY PRESERVATION AGREEMENT WITH RICHARD AND JOBELLE HERNANDEZ FOR THE PROPERTY LOCATED AT 327 WEST H STREET (APN: 1048-271-07).

RESOLUTION NO. 2015-143 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP15-007, AND AUTHORIZING THE CITY OF ONTARIO TO ENTER INTO A HISTORIC PROPERTY PRESERVATION AGREEMENT WITH ELIZABETH SORIANO AND EDMUND BAÑUELOS FOR THE PROPERTY LOCATED AT 204 EAST J STREET (APN: 1048-071-06).

MOTION: Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote to adopt Resolution Nos. 2015-140, 2015-141, 2015-142 and 2015-143.

18. CONSIDERATION OF A SPENDING PLAN FOR CITIZEN'S OPTION FOR PUBLIC SAFETY / ENHANCING LAW ENFORCEMENT ACTIVITIES SUBACCOUNT GRANT PROGRAM

City Council received public comment for the Fiscal Year 2015-16 Citizen's Option for Public Safety (COPS) / Enhancing Law Enforcement Activities Subaccount (ELEAS) Grant; and approved the proposed spending plan.

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

Letter of opposition:
Stephen Rogers

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

MOTION: Moved by Mayor pro Tem Dorst-Porada, seconded by Council Member Bowman and carried by unanimous vote approve the proposed spending plan for Citizen's Option for Public Safety/Enhancing Law Enforcement Activities Subaccount Grant Program.

STAFF MATTERS

City Manager Boling announced the Christmas on Euclid Experience activities to be held on December 5, 2015, the Kris Kringle Craft Fair on December 2, 2015, and the Reindeer Run on December 12, 2015 at the Citizens Business Bank Arena.

COUNCIL MATTERS

Mayor pro Tem Dorst-Porada announced the Christmas on Euclid Experience to begin on December 5, 2015 as well as the docent tours. In addition, she invited all to the Jack Mercer Bandstand/Noel Committee annual fundraiser on December 19, 2015. Lastly, she suggested emergency backpacks as a holiday gift idea.

Council Member Wapner announced the Menorah lighting parade and activities to be held on December 10, 2015. He also mentioned the Chaffey Community Band Concert on December 14, 2015 at the Ontario Convention Center.

Mayor Leon announced he went to Chaffey High School's current production of "In the Heights." He also announced the Reindeer Run and that the Trans Siberian Orchestra is coming to the Citizens Business Bank Arena. The Mayor addressed Mark Smith, Ontario Mills General Manager, and asked for an update on the mall's expansion project.

Mr. Smith noted the JC Penney building is being subdivided into 12 stores to include Blaze Pizza, North Face, with more to come. He added that the new building should be ready April 2016.

Council Member Bowman announced the opening and amenities in the new Conservation Park south of City Hall.

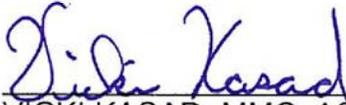
Council Member Avila echoed Council Member Bowman's remarks regarding the Conservation Park noting that it is an exceptional development for the community. Mr. Avila expressed his concern with the homeless population as well as poverty in the City.

Ryan Lewis announced the Stuff the Bus scheduled for December 4, 2015 beginning at 4:30 a.m. located at Mathis Brothers in the City of Ontario and asked that residents donate unwrapped toys.

ADJOURNMENT

Mayor Leon adjourned the meetings of the Joint Agencies at 7:21 p.m. He announced the next regular meetings on Tuesday, December 15, 2015 to be held at the Ontario Convention Center.

Respectfully submitted,



VICKI KASAD, MMC, ASSISTANT CITY CLERK/SECRETARY

APPROVED:



PAUL S. LEON, MAYOR, CHAIRMAN