

**CITY OF ONTARIO**  
**CITY COUNCIL AND HOUSING AUTHORITY**  
**AGENDA**  
**APRIL 15, 2014**

**Paul S. Leon**  
Mayor

**Alan D. Wapner**  
Mayor pro Tem

**Jim W. Bowman**  
Council Member

**Debra Dorst-Porada**  
Council Member

**Paul Vincent Avila**  
Council Member



**Al C. Boling**  
City Manager

**John E. Brown**  
City Attorney

**Mary E. Wirtes, MMC**  
City Clerk

**James R. Milhiser**  
Treasurer

**WELCOME to a meeting of the Ontario City Council.**

- All documents for public review are on file with the Records Management/City Clerk's Department located at 303 East B Street, Ontario, CA 91764.
- Anyone wishing to speak during public comment or on a particular item will be required to fill out a blue slip. Blue slips must be turned in prior to public comment beginning or before an agenda item is taken up. The Clerk will not accept blue slips after that time.
- Comments will be limited to 3 minutes. Speakers will be alerted when they have 1 minute remaining and when their time is up. Speakers are then to return to their seats and no further comments will be permitted.
- In accordance with State Law, remarks during public comment are to be limited to subjects within Council's jurisdiction. Remarks on other agenda items will be limited to those items.
- Remarks from those seated or standing in the back of chambers will not be permitted. All those wishing to speak including Council and Staff need to be recognized by the Chair before speaking.

**ORDER OF BUSINESS:** The regular City Council and Housing Authority meeting begins with Closed Session and Closed Session Comment at 6:00 p.m., Public Comment at 6:30 p.m. immediately followed by the Regular Meeting and Public Hearings. No agenda item will be introduced for consideration after 10:00 p.m. except by majority vote of the City Council.

**(EQUIPMENT FOR THE HEARING IMPAIRED AVAILABLE IN THE RECORDS MANAGEMENT OFFICE)**

**CALL TO ORDER (*OPEN SESSION*)**

**6:00 p.m.**

***ROLL CALL***

Wapner, Bowman, Dorst-Porada, Avila, Mayor/Chairman Leon

**CLOSED SESSION PUBLIC COMMENT** The Closed Session Public Comment portion of the Council/Housing Authority meeting is limited to a maximum of 3 minutes for each speaker and comments will be limited to matters appearing on the Closed Session. Additional opportunities for further Public Comment will be given during and at the end of the meeting.

***CLOSED SESSION***

- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN No. 1083-351-08, 2350 South Milliken Avenue, Ontario; City/Authority Negotiator: Al C. Boling or his designee; Negotiating parties: Robert O. Burggraf, Masako Burggraf; Under negotiation: Price and terms of payment.
- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN No. 0211-222-09, 54 South Milliken Avenue, Ontario; City/Authority Negotiator: Al C. Boling or his designee; Negotiating parties: Douglas Dennington, Counsel; Under negotiation: Price and terms of payment.
- GC 54956.9 (d)(1), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *Inland Oversight Committee vs. City of Ontario, et al.; San Bernardino County Superior Court Case Number 1304541; Fourth District Court of Appeal Case Number E060022.*

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

In attendance: Wapner, Bowman, Dorst-Porada, Avila, Mayor/Chairman Leon

**PLEDGE OF ALLEGIANCE**

Council Member Avila

**INVOCATION**

Pastor Donald Rucker, First Church of the Nazarene

**REPORT ON CLOSED SESSION**

City Attorney

**PUBLIC COMMENTS**

**6:30 p.m.**

The Public Comment portion of the Council/Housing Authority meeting is limited to 30 minutes with each speaker given a maximum of 3 minutes. An opportunity for further Public Comment may be given at the end of the meeting. Under provisions of the Brown Act, Council is prohibited from taking action on oral requests.

As previously noted -- if you wish to address the Council, fill out one of the blue slips at the rear of the chambers and give it to the City Clerk.

**AGENDA REVIEW/ANNOUNCEMENTS:** The City Manager will go over all updated materials and correspondence received after the Agenda was distributed to ensure Council Members have received them. He will also make any necessary recommendations regarding Agenda modifications or announcements regarding Agenda items to be considered.

**SPECIAL CEREMONIES**

**PRESENTATION ON SAFE ROUTES TO SCHOOL**

## **CONSENT CALENDAR**

All matters listed under **CONSENT CALENDAR** will be enacted by one motion in the form listed below – there will be no separate discussion on these items prior to the time Council votes on them, unless a member of the Council requests a specific item be removed from the Consent Calendar for a separate vote.

Each member of the public wishing to address the City Council on items listed on the Consent Calendar will be given a total of 3 minutes.

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

Minutes for the regular meeting of the City Council and Housing Authority of March 18, 2014, and approving same as on file in the Records Management Department.

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

**Bills** March 9, 2014 through March 22, 2014 and **Payroll** March 9, 2014 through March 22, 2014, when audited by the Finance Committee.

### **3. A RESOLUTION RECOMMENDING THE JIEYANG CITY OF GUANGDONG PROVINCE, CHINA TO THE ONTARIO SISTER CITIES ASSOCIATION**

That the City Council recommend the Jieyang City of Guangdong Province, China to the Ontario Sister Cities Association for formalization of a Sister City partnership.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, RECOMMENDING THE JIEYANG CITY OF GUANGDONG PROVINCE, CHINA TO THE ONTARIO SISTER CITIES ASSOCIATION.

### **4. A RESOLUTION ORDERING THE SUMMARY VACATION OF A PUBLIC EASEMENT FOR EMERGENCY VEHICULAR INGRESS AND EGRESS PURPOSES**

That the City Council adopt a resolution ordering the summary vacation of an unimproved public easement for emergency vehicular ingress and egress purposes within the property located east of Shea Center Drive and south of Interstate 10 Freeway.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE SUMMARY VACATION OF A PUBLIC EASEMENT FOR EMERGENCY VEHICULAR INGRESS AND EGRESS PURPOSES LOCATED EAST OF SHEA CENTER DRIVE AND SOUTH OF INTERSTATE 10 FREEWAY.

**5. A RESOLUTION AUTHORIZING THE CITY MANAGER TO GRANT DEDICATIONS OF EASEMENTS WITHIN THE NEW MODEL COLONY FOR PUBLIC UTILITY PURPOSES**

That the City Council adopt a resolution authorizing the City Manager to grant dedications of easements within the New Model Colony “neighborhood edges” for public utility purposes on behalf of the City.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO GRANT DEDICATIONS OF EASEMENTS WITHIN THE NEW MODEL COLONY FOR PUBLIC UTILITY PURPOSES.

**6. AWARD OF BIDS FOR THE PURCHASE OF REPLACEMENT FLEET VEHICLES/ROTOLO CHEVROLET/FRITTS FORD/FAIRWAY FORD**

That the City Council takes the following actions:

- (A) Award Bid No. 419 to Rotolo Chevrolet of Fontana, California, in the amount of \$103,123 for the purchase and delivery of two (2) Chevrolet Silverado trucks for the Fire Department;
- (B) Award Bid No. 420 to Fritts Ford of Riverside, California, in the amount of \$113,053 for the purchase and delivery of four (4) ¾ ton cab and chassis trucks for the Fire, Utilities, and Facilities Maintenance Departments; and
- (C) Award Bid No. 421 to Fairway Ford of Yorba Linda, California, in the amount of \$96,767 for the purchase and delivery of one (1) CNG medium duty stake bed truck for the Solid Waste Department.

**7. RESOLUTIONS MODIFYING PAYMENT OF EMPLOYER PAID MEMBER CONTRIBUTIONS TO THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR EMPLOYEES IN SAFETY BARGAINING UNITS**

That the City Council adopt resolutions modifying the Employer Paid Member Contributions (EPMC) to the California Public Employees Retirement System (CalPERS) consistent with the terms and conditions of existing labor agreements and pursuant to California Government Code Section 20691.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

**8. A RESOLUTION APPROVING THE UPDATE OF THE SEWER SYSTEM MANAGEMENT PLAN**

That the City Council adopt a resolution approving the update of the Sewer System Management Plan (SSMP).

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE UPDATE OF THE SEWER SYSTEM MANAGEMENT PLAN (SSMP).

**9. A MAINTENANCE SERVICES AGREEMENT FOR METER REPLACEMENT AND AUTOMATED METERING INFRASTRUCTURE UPGRADE/MASTER METER INC.**

That the City Council approve and authorize the City Manager to execute a Maintenance Services Agreement (on file with the Records Management Department) subject to non-substantive changes as mutually agreed to by both parties with Master Meter Inc. of Mansfield, Texas, for meter replacement and automated metering infrastructure upgrade in the not to exceed amount of \$267,840.

**PUBLIC HEARINGS**

**10. A PUBLIC HEARING TO CONSIDER A RESOLUTION APPROVING THE DESIGNATION OF THE CHARLES B. JONES HOUSE AS A LOCAL HISTORIC LANDMARK**

That the City Council consider and adopt a resolution approving File No. PHP14-001 designating the Charles B. Jones House, located at 227 West Sixth Street (APN: 1047-343-04) as Local Historic Landmark No. 94.

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

Written communication.

Oral presentation.

Public hearing closed.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP14-001, THE DESIGNATION OF THE CHARLES B. JONES HOUSE, LOCATED AT 227 WEST SIXTH STREET, AS LOCAL HISTORIC LANDMARK NO. 94 AND MAKING FINDINGS IN SUPPORT THEREOF (APN: 1047-343-04).

## **COUNCIL MATTERS**

Mayor Leon  
Mayor pro Tem Wapner  
Council Member Bowman  
Council Member Dorst-Porada  
Council Member Avila

## **STAFF MATTERS**

City Manager Boling

## **ADJOURNMENT**

**CITY OF ONTARIO  
CLOSED SESSION REPORT**  
City Council // Housing Authority //  
Other // (GC 54957.1)  
**April 15, 2014**

**ROLL CALL:** Wapner \_\_, Bowman \_\_, Dorst-Porada \_\_, Avila \_\_  
Mayor / Chairman Leon \_\_.

**STAFF:** City Manager / Executive Director \_\_, City Attorney \_\_

In attendance: Wapner \_\_, Bowman \_\_, Dorst-Porada \_\_, Avila \_\_, Mayor / Chairman Leon \_\_

- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN No. 1083-351-08, 2350 South Milliken Avenue, Ontario; City/Authority  
Negotiator: Al C. Boling or his designee; Negotiating parties: Robert O. Burggraf,  
Masako Burggraf; Under negotiation: Price and terms of payment.

**No Reportable Action    Continue    Approved**

/ /                      / /                      / /

Disposition: \_\_\_\_\_

In attendance: Wapner \_\_, Bowman \_\_, Dorst-Porada \_\_, Avila \_\_, Mayor / Chairman Leon \_\_

- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN NO. 0211-222-09, 54 South Milliken Avenue, Ontario; City/Authority  
Negotiator: Al C. Boling or his designee; Negotiating parties: Douglas Dennington,  
Counsel; Under negotiation: Price and terms of payment.

**No Reportable Action    Continue    Approved**

/ /                      / /                      / /

Disposition: \_\_\_\_\_



**CITY OF ONTARIO**  
**CLOSED SESSION REPORT**  
City Council // Housing Authority //  
Other // (GC 54957.1)  
**April 15, 2014**  
**(continued)**

In attendance: Wapner \_\_, Bowman \_\_, Dorst-Porada \_\_, Avila \_\_, Mayor / Chairman Leon \_\_

- GC 54956.9 (d)(1), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION:  
*Inland Oversight Committee vs. City of Ontario, et al.; San Bernardino County Superior Court Case Number 1304541; Fourth District Court of Appeal Case Number E060022.*

**No Reportable Action    Continue    Approved**

/ /                      / /                      / /

Disposition: \_\_\_\_\_

In attendance: Wapner \_\_, Bowman \_\_, Dorst-Porada \_\_, Avila \_\_, Mayor / Chairman Leon \_\_

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

**No Reportable Action    Continue    Approved**

/ /                      / /                      / /

Disposition: \_\_\_\_\_

Reported by: \_\_\_\_\_  
City Attorney / City Manager / Executive Director

# CITY OF ONTARIO

## Agenda Report

April 15, 2014

## SECTION: CONSENT CALENDAR

**SUBJECT:** A RESOLUTION RECOMMENDING THE JIEYANG CITY OF GUANGDONG PROVINCE, CHINA TO THE ONTARIO SISTER CITIES ASSOCIATION

**RECOMMENDATION:** That the City Council recommend the Jieyang City of Guangdong Province, China to the Ontario Sister Cities Association for formalization of a Sister City partnership.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Invest in the Growth and Evolution of the City's Economy  
Pursue City's Goals and Objectives by Working with Other Governmental Agencies

**FISCAL IMPACT:** None.

**BACKGROUND:** The Sister City program (People-to-People Program) was first inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the people of the United States and other countries. Subsequently, the Ontario Sister City Committee was established on July 19, 1975 and formalized as a nonprofit 501(c)(3) corporation on December 7, 1979, now named the Ontario Sister Cities Association. The Association promotes economic development and international relations between the City of Ontario and similar municipalities around the world.

The mission of the organization is to foster an exchange of cultural, social, and economic development between the City of Ontario and its designated Sister Cities. Since the creation of this organization, the City of Ontario has formed affiliations with Winterthur, Switzerland; Mocorito, Los Mochis, and Guamuchil, Sinaloa, Mexico; and Brockville, Ontario, Canada. It is recommended that the Ontario City Council consider the Sister Cities Association establish a formal relationship with the Jieyang City of Guangdong Province, China.

Jieyang City has a current population of over 6.7 million. The City is a transportation hub for east Guangdong, which links Jieyang with major cities in East China and South China. The Jieyang

**STAFF MEMBER PRESENTING:** Al C. Boling, City Manager

Prepared by: Al C. Boling  
Department: Administration

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

3

Chaoshan Airport has 4.5 million annual passengers. The City has an abundance of mineral resources, such as copper, tin, iron, and gold. The major industries are plastic products, textiles, garments, and metallurgy, and the City is beginning to show an increase in tourism.

By adding Jieyang City as a Sister City, through the Ontario Sister Cities Association, Ontario will develop, implement, and strengthen international economic development, investment, and trade opportunities to benefit both Jieyang and the businesses of Ontario and the Inland Empire.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, RECOMMENDING THE JIEYANG CITY OF GUANGDONG PROVINCE, CHINA TO THE ONTARIO SISTER CITIES ASSOCIATION.

WHEREAS, the "People-to-People Program" was inaugurated by the President of the United States in 1956 to establish greater friendship and understanding between the peoples of the United States and other nations through the medium of direct personal contact; and

WHEREAS, all succeeding United States Presidents have endorsed said program, to be conducted for the broad purposes of the exchange of ideas and people between the citizens of the United States and the peoples of other nations; and

WHEREAS, the Ontario Sister City Committee was founded and organized on July 19, 1975 to build relations with other Cities that have similarities with the City of Ontario ("Ontario") and their willingness to develop friendships and cultural exchanges; and

WHEREAS, the Ontario Sister Cities Association became a nonprofit 501(c)(3) corporation on December 7, 1979; and

WHEREAS, the Ontario Sister Cities Association has formed affiliations with Winterthur, Switzerland; Mocorito, Los Mochis, and Guamuchil, Sinaloa, Mexico; and Brockville, Ontario, Canada; and

WHEREAS, the Ontario City Council recommends that the Ontario Sister Cities Association enter into a Sister City relationship with the Jieyang City of Guangdong Province, China ("Jieyang"); and

WHEREAS, by adding Jieyang as a Sister City, through the Ontario Sister Cities Association, the City Council will develop, implement, and strengthen international economic development, investment, and trade opportunities.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ONTARIO HEREBY RESOLVES, a recommendation to the Ontario Sister Cities Association to extend an invitation to the Jieyang City of Guangdong Province, China to become a Sister City.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO         )  
CITY OF ONTARIO                         )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

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MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-        duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

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MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

# CITY OF ONTARIO

*Agenda Report*  
April 15, 2014

**SECTION:  
CONSENT CALENDAR**

**SUBJECT: A RESOLUTION ORDERING THE SUMMARY VACATION OF A PUBLIC EASEMENT FOR EMERGENCY VEHICULAR INGRESS AND EGRESS PURPOSES**

**RECOMMENDATION:** That the City Council adopt a resolution ordering the summary vacation of an unimproved public easement for emergency vehicular ingress and egress purposes within the property located east of Shea Center Drive and south of Interstate 10 Freeway.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Invest in the City's Infrastructure (Water, Streets, Sewers, Parks, Storm Drains and Public Facilities)

**FISCAL IMPACT:** None. The City will not incur any cost by vacating this public easement. The applicant has paid the applicable processing fees to defray the City's cost to process this request.

**BACKGROUND:** The applicant, Shea Center Ontario, LLC (Forrest C. Wylder/Assistant Secretary), has requested that the City vacate the unimproved 26-foot wide public easement for emergency vehicular ingress and egress purposes within the property located east of Shea Center Drive and south of Interstate 10 Freeway as shown on Exhibit 1. The subject easement has been superseded by the public easement for emergency ingress and egress purposes recorded per Document No. 2014-0084653 and, therefore, is not needed for any present or future emergency vehicular ingress and egress purposes and is determined to be excess.


Section 8333(c) of the California Streets and Highways Code authorizes the City to summarily vacate (by resolution with no public hearing) a public service easement that has been superseded by relocation, or determined to be excess, and there are no public facilities located within the easement.

**STAFF MEMBER PRESENTING:** Louis Abi-younes, P.E., City Engineer

Prepared by: Miguel Sotomayor

Department: Engineering

City Manager

Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

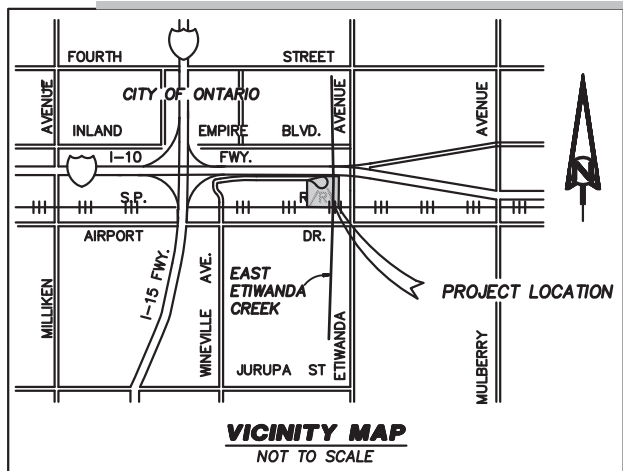
Denied: \_\_\_\_\_

# EXHIBIT 1

**SAN BERNARDINO FREEWAY**



**SHEA CENTER  
DRIVE**



SCALE: 1"=120'

## LEGEND



INDICATES PUBLIC EASEMENT DEDICATION TO THE CITY OF ONTARIO FOR EMERGENCY VEHICULAR INGRESS & EGRESS PURPOSES PER DOCUMENT NO. 2014-0084653



INDICATES EXISTING EASEMENT FOR EMERGENCY VEHICULAR INGRESS & EGRESS PURPOSES TO BE VACATED.

# HUITT-ZOLLARS

Huitt-Zollars, Inc. Ontario  
3990 Concourse, Suite 330, Ontario, CA 91764  
Phone (909) 941-7799 Fax (909) 941-7789

## CITY OF ONTARIO ENGINEERING DEPARTMENT

APPLICANT: SHEA CENTER ONTARIO, LLC

PROJECT: V-258



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE SUMMARY VACATION OF A PUBLIC EASEMENT FOR EMERGENCY VEHICULAR INGRESS AND EGRESS PURPOSES LOCATED EAST OF SHEA CENTER DRIVE AND SOUTH OF INTERSTATE 10 FREEWAY.

WHEREAS, the City Council of the City of Ontario, California, pursuant to Division 9, Part 3, Chapter 4, of the Streets and Highways Code, may summarily vacate an easement under certain conditions specified therein; and

WHEREAS, the public easement for emergency vehicular ingress and egress purposes over the easterly portion of parcel 2, of Parcel Map No. 12858, in the City of Ontario, County of San Bernardino, State of California, as per map recorded in Book 191, pages 63 through 67, inclusive, of Parcel Maps, in the Office of the Recorder of San Bernardino County, and located east of Shea Center Drive and south of Interstate 10 Freeway, is not needed for any present or future emergency vehicular ingress and egress purposes and is determined to be excess; and

WHEREAS, Section 8333(c) of the California Streets and Highways Code authorizes the City to summarily vacate (by resolution with no public hearing) a public service easement that has been superseded by relocation, or determined to be excess, and there are no public facilities located within the easement; and

WHEREAS, the property owner has requested a vacation of said easement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ontario, California:

1. That the above recitals are true and correct.
2. That title to the above-described portion of said easement more specifically described in Exhibit "A" and depicted on Exhibit "B" shall be vacated.
3. That the City Clerk of the City of Ontario, California, shall cause a copy of this Resolution to be recorded in the office of the County Recorder of San Bernardino County, California.

The City Clerk of the City of Ontario shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER, LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO         )  
CITY OF ONTARIO                         )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

---

MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-        duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

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MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

EXHIBIT "A"  
EASEMENT VACATION  
V-258  
LEGAL DESCRIPTION  
APN 0238-052-44

That certain Easement for emergency vehicular ingress and egress purposes as dedicated to the City of Ontario over a portion of Parcel 2 of Parcel Map No. 12858, in the City of Ontario, County of San Bernardino, State of California, as shown on the map filed in Book 191, Pages 63 through 67, inclusive, of Parcel Maps, in the office of the County Recorder of said County, shown as being a strip of land, 26.00 feet in width and as Easement "G" on said Parcel Map.

Containing an area of 25,334 square feet (0.582 acres), more or less.

Subject to covenants, conditions, reservations, restrictions, rights-of-way and easements, if any, of record.

All as shown on Exhibit "B" attached hereto and by this reference made a part hereof.

 12-11-2013  
JAMES L. GARVIN, PLS 6343 Date



1 OF 1

**EXHIBIT 'B'**  
**EASEMENT VACATION**  
**V-258**

**SAN BERNARDINO FREEWAY**



**SHEA CENTER  
DRIVE**



SCALE: 1"=120'

*PARCEL 2*  
*PARCEL MAP NO. 12858*  
*P.M.B. 191 / 63 - 67*

**LEGEND**



INDICATES EASEMENT FOR  
EMERGENCY VEHICULAR  
INGRESS & EGRESS  
PURPOSES TO BE VACATED.

A.P.N.  
0238-052-44

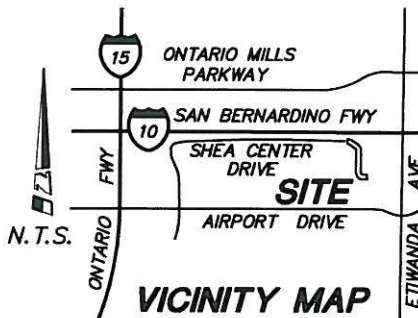
EASEMENT FOR EMERGENCY  
VEHICULAR INGRESS & EGRESS  
PURPOSES DEDICATED TO THE CITY  
OF ONTARIO PER PARCEL MAP NO.  
12858, P.M.B. 191/63-67, SHOWN  
AS EASEMENT (G)

26.00'

166.25'

E'LY LINE P.M. NO. 12858

A.P.N.  
0238-052-11



**VICINITY MAP**

S'LY LINE P.M. NO. 12858

**SOUTHERN PACIFIC TRANSPORTATION COMPANY R/W**

REVISED: 12/11/2013

**HUITT-ZOLLARS**

Huitt-Zollars, Inc. Ontario  
3990 Concourse, Suite 330, Ontario, CA 91764  
Phone (909) 947-7799 Fax (909) 941-7789

SKETCH TO ACCOMPANY  
A LEGAL DESCRIPTION

**EXHIBIT 'B'**

**EASEMENT VACATION**

SCALE	1"=120'
DRAWN BY	DWM
CHECKED BY	JLG
DATE	9/26/2013
JOB NO.	R110013.20

APPROVED BY

*James L. Garvin*

12-11-2013

# CITY OF ONTARIO

## Agenda Report

April 15, 2014

## SECTION: CONSENT CALENDAR

**SUBJECT: A RESOLUTION AUTHORIZING THE CITY MANAGER TO GRANT DEDICATIONS OF EASEMENTS WITHIN THE NEW MODEL COLONY FOR PUBLIC UTILITY PURPOSES**

**RECOMMENDATION:** That the City Council adopt a resolution authorizing the City Manager to grant dedications of easements within the New Model Colony “neighborhood edges” for public utility purposes on behalf of the City.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario’s Economy and the City’s Fiscal Health

Operate in a Businesslike Manner

Pursue City’s Goals and Objectives by Working with Other Governmental Agencies

Ensure the Development of a Well Planned, Balanced, and Self-Sustaining Community in the New Model Colony

**FISCAL IMPACT:** None. The City will not incur any cost in approving the dedications of easements. The applicant shall pay the applicable processing fees to defray the City’s cost to process this request.

**BACKGROUND:** As a condition of approval for new development, right-of-way dedications are obtained in accordance with the City’s Master Plans and applicable Specific Plans. For the New Model Colony, the right-of-ways for streets and landscaped “neighborhood edges” are dedicated in Fee Simple as recommended by the City Attorney. In conjunction with new development, public utility companies need to place their utilities within the City’s neighborhood edges. Due to these areas being outside of the street public right-of-way, where the utility companies have the right to place their improvements under the terms of their franchise agreements with the City, the utility companies are requesting separate utility easements from the City. With the potential volume of upcoming new development in the New Model Colony, staff anticipates the need to process a large number of these easement dedication requests.

**STAFF MEMBER PRESENTING:** Louis Abi-younes, P.E., City Engineer

Prepared by: Khoi Do, P.E.

Department: Engineering

City Manager

Approval:



Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

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To allow the City to provide an efficient and prompt approval process, it is recommended that the City Council authorize the City Manager to grant dedications of easements within the New Model Colony “neighborhood edges” for public utility purposes on behalf of the City and authorize the City Clerk to attest to and affix the City seal on these documents.

All dedications shall be in a form approved by the City Attorney and the requests shall be reviewed by Engineering Department staff to ensure consistency and compatibility with the City’s master plans, as well as conformance to City standards and policies, prior to recommendation to the City Manager for approval.

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE CITY MANAGER TO GRANT DEDICATIONS OF EASEMENTS WITHIN THE NEW MODEL COLONY FOR PUBLIC UTILITY PURPOSES.

WHEREAS, in conjunction with new development, public utility companies are requesting the City to grant public utility easements within the New Model Colony “neighborhood edges” for placement of utility infrastructure within City owned property; and

WHEREAS, the City Council desires to provide an efficient and prompt process for approving various dedications of easements for public utility purposes; and

WHEREAS, the dedications shall be in a form approved by the City Attorney; and

WHEREAS, the dedication requests shall be reviewed by the Engineering Department.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ontario, California:

1. That the City Manager is hereby authorized on behalf of the City to grant dedications of easements within the New Model Colony “neighborhood edges” for public utility purposes and execute same on behalf of the City of Ontario.
2. That the City Clerk is hereby authorized to attest to and affix the City seal on all said grants of easement.
3. That the City Clerk is hereby authorized to transmit said documents to the San Bernardino County Recorder’s Office for recordation.

The City Clerk of the City of Ontario shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR



ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER, LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                    )  
COUNTY OF SAN BERNARDINO        )  
CITY OF ONTARIO                        )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:         COUNCIL MEMBERS:

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-       duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

# CITY OF ONTARIO

## Agenda Report

April 15, 2014

## SECTION: CONSENT CALENDAR

**SUBJECT: AWARD OF BIDS FOR THE PURCHASE OF REPLACEMENT FLEET VEHICLES**

**RECOMMENDATION:** That the City Council takes the following actions:

- (A) Award Bid No. 419 to Rotolo Chevrolet of Fontana, California, in the amount of \$103,123 for the purchase and delivery of two (2) Chevrolet Silverado trucks for the Fire Department;
- (B) Award Bid No. 420 to Fritts Ford of Riverside, California, in the amount of \$113,053 for the purchase and delivery of four (4) ¾ ton cab and chassis trucks for the Fire, Utilities, and Facilities Maintenance Departments; and
- (C) Award Bid No. 421 to Fairway Ford of Yorba Linda, California, in the amount of \$96,767 for the purchase and delivery of one (1) CNG medium duty stake bed truck for the Solid Waste Department.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Maintain the Current High Level of Public Safety  
Operate in a Businesslike Manner

**FISCAL IMPACT:** The Fiscal Year 2013-14 Adopted Budget includes appropriations in the amount of \$323,000 for the purchase of the replacement vehicles and equipment listed above. The total cost of the vehicles and equipment recommended for purchase is \$312,943.

**BACKGROUND:** The vehicles and equipment recommended for replacement in this action have outlived their useful life and it is no longer cost effective to maintain them. They are scheduled for

**STAFF MEMBER PRESENTING:** Brent Schultz, Housing and Municipal Services Director

Prepared by: Michael Johnson  
Department: HMS/Fleet Services

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014  
Approved: \_\_\_\_\_  
Continued to: \_\_\_\_\_  
Denied: \_\_\_\_\_

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replacement pursuant to ongoing efforts to reduce expenses, maximize useful life expectancy and extend replacement cycles of fleet equipment while ensuring safe and reliable operation.

(A) **Bid No. 419: Two (2) ¾ Ton 2015 Chevrolet Silverado Trucks for the Fire Department**

<b>Two (2) ¾ Ton Chevrolet Silverado Trucks</b>		
<u>Supplier</u>	<u>Location</u>	<u>Bid Amount</u>
<b>Rotolo Chevrolet</b>	<b>Fontana, CA</b>	<b>\$103,123</b>
Penske Chevrolet	Cerritos, CA	\$109,242
Wondries Fleet Group	Alhambra, CA	\$110,169

Staff recommends award to Rotolo Chevrolet, located in Fontana, California, in the amount of \$103,123 as the lowest responsive bidder to meet specifications to replace equipment that is 12 years old.

(B) **Bid No. 420: Four (4) ¾ Ton Cab and Chassis Trucks for the Fire, Utilities, and Facilities Maintenance Departments**

<b>Four (4) ¾ Ton Cab and Chassis Trucks</b>		
<u>Supplier</u>	<u>Location</u>	<u>Bid Amount</u>
<b>Fritts Ford</b>	<b>Riverside, CA</b>	<b>\$113,053</b>
Raceway Ford	Riverside, CA	\$114,655
Frontier Ford	Santa Clara, CA	\$116,192
McPeek's Dodge	Anaheim, CA	\$117,418
Rotolo Chevrolet	Fontana, CA	\$121,156
Crown Dodge	Ventura, CA	\$123,342

Staff recommends award to Fritts Ford, located in Riverside, California, in the amount of \$113,053 to replace equipment that is 10 years old.

(C) **Bid No. 421: One (1) CNG Medium Duty Stake Bed Truck for the Solid Waste Department**

<b>One (1) CNG Medium Duty Stake Bed Truck</b>		
<u>Supplier</u>	<u>Location</u>	<u>Bid Amount</u>
<b>Fairway Ford</b>	<b>Yorba Linda, CA</b>	<b>\$96,767</b>

Staff recommends award to Fairway Ford, located in Yorba Linda, California, in the amount of \$96,767 to replace equipment that is 11 years old.

# CITY OF ONTARIO

## Agenda Report

April 15, 2014

## SECTION: CONSENT CALENDAR

**SUBJECT: RESOLUTIONS MODIFYING PAYMENT OF EMPLOYER PAID MEMBER CONTRIBUTIONS TO THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM FOR EMPLOYEES IN SAFETY BARGAINING UNITS**

**RECOMMENDATION:** That the City Council adopt resolutions modifying the Employer Paid Member Contributions (EPMC) to the California Public Employees Retirement System (CalPERS) consistent with the terms and conditions of existing labor agreements and pursuant to California Government Code Section 20691.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Operate in a Businesslike Manner

**FISCAL IMPACT:** The modification of EPMC was previously approved by the City Council on December 1, 2013 as part of the Memoranda of Understanding for safety bargaining units. There is no change to the fiscal impact from the terms which were previously approved.

**BACKGROUND:** The resolutions are required by CalPERS to implement the changes in EPMC that were approved by the City Council on December 1, 2013 as part of the Memoranda of Understanding for safety bargaining units. Employees in the safety bargaining units will contribute toward the cost of retirement as a percentage of salary as follows: 2% in July 2014, 4% in July 2015, and 6% in July 2016.

**STAFF MEMBER PRESENTING:** Angela C. Lopez, Human Resources Director

Prepared by: Ramon Figueroa  
Department: Human Resources

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

WHEREAS, the City Council of the City of Ontario has the authority to implement Government Code Section 20691; and

WHEREAS, the City Council of the City of Ontario has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer; and

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the City Council of the City of Ontario of a Resolution to commence said Employer Paid Member Contributions (EPMC); and

WHEREAS, the City Council of the City of Ontario has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of the Police, Police Management, Fire, and Fire Management Units.
- This benefit shall consist of paying 7% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be July 13, 2014.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ontario, California, elects to pay EPMC, as set forth above.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                    )  
COUNTY OF SAN BERNARDINO        )  
CITY OF ONTARIO                        )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:         COUNCIL MEMBERS:

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-       duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

WHEREAS, the City Council of the City of Ontario has the authority to implement Government Code Section 20691; and

WHEREAS, the City Council of the City of Ontario has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer; and

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the City Council of the City of Ontario of a Resolution to commence said Employer Paid Member Contributions (EPMC); and

WHEREAS, the City Council of the City of Ontario has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of the Police, Police Management, Fire, and Fire Management Units.
- This benefit shall consist of paying 5% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be July 12, 2015.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ontario, California, elects to pay EPMC, as set forth above.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                    )  
COUNTY OF SAN BERNARDINO        )  
CITY OF ONTARIO                        )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:         COUNCIL MEMBERS:

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-       duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, FOR EMPLOYER PAID MEMBER CONTRIBUTIONS FOR MEMBERS IN THE POLICE, POLICE MANAGEMENT, FIRE, AND FIRE MANAGEMENT UNITS.

WHEREAS, the City Council of the City of Ontario has the authority to implement Government Code Section 20691; and

WHEREAS, the City Council of the City of Ontario has a written labor policy or agreement which specifically provides for the normal member contributions to be paid by the employer; and

WHEREAS, one of the steps in the procedures to implement Section 20691 is the adoption by the City Council of the City of Ontario of a Resolution to commence said Employer Paid Member Contributions (EPMC); and

WHEREAS, the City Council of the City of Ontario has identified the following conditions for the purpose of its election to pay EPMC:

- This benefit shall apply to all employees of the Police, Police Management, Fire, and Fire Management Units.
- This benefit shall consist of paying 3% of the normal member contributions as EPMC.
- The effective date of this Resolution shall be July 10, 2016.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Ontario, California, elects to pay EPMC, as set forth above.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO         )  
CITY OF ONTARIO                         )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-         was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:           COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-         duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

# **CITY OF ONTARIO**

*Agenda Report*  
April 15, 2014

**SECTION:  
CONSENT CALENDAR**

**SUBJECT: A RESOLUTION APPROVING THE UPDATE OF THE SEWER SYSTEM MANAGEMENT PLAN**

**RECOMMENDATION:** That the City Council adopt a resolution approving the update of the Sewer System Management Plan (SSMP).

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Invest in the City's Infrastructure (Water, Streets, Sewer, Parks, Storm Drains and Public Facilities)

**FISCAL IMPACT:** Costs associated with the implementation of the State mandates documented in the SSMP are included in the current baseline Sewer Operating Fund budgets. There is no impact to the General Fund.

**BACKGROUND:** The City is responsible for operating and maintaining the City's wastewater collection system, which includes approximately 366 miles of sewer pipeline, of which approximately 30% is more than 50 years old.

In 2006, the State Water Resources Control Board adopted mandates requiring the City to develop and implement an SSMP by May 2009 and to update it every five years to reflect current legislation and operational practices. The SSMP describes the activities that the City employs to operate, maintain, repair and upgrade the wastewater collection system in order to provide reliable service, adequate sewer capacity, and sanitary sewer system overflow prevention.

Since adoption of the SSMP in 2009, the City has completed video inspection of the sewer system, performed routine sewer cleaning throughout the system, and repaired or replaced over 13,000 linear feet of deteriorated or deficient sewer main lines.

**STAFF MEMBER PRESENTING:** Scott Burton, Utilities General Manager

Prepared by: Jeff Krizek  
Department: MU/Utilities

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

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The updated SSMP incorporates the following changes:

- Updates to the standard operational and maintenance protocols resulting from new regulatory requirements;
- Capital program information from the updated Sewer Master Plan;
- Changes in the Municipal Utilities organizational structure; and
- An amendment to the Mutual Aid Agreement.



RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO,  
CALIFORNIA, APPROVING THE UPDATE OF THE SEWER SYSTEM  
MANAGEMENT PLAN (SSMP).

WHEREAS, on May 2, 2006, the State Water Resources Control Board (SWRCB) adopted Water Quality Order No. 2006-0003, which established the Statewide General Waste Discharge Requirements (WDRs) for all publicly owned or operated sanitary sewer systems within the State of California. Water Quality Order No. 2006-0003 was later superseded by Water Quality Order No. 2008-0002-EXEC, which in turn was amended by Water Quality Order No. 2013-0058-EXEC all of which amended the requirements and mandates of the original order; and

WHEREAS, the WDRs require that all federal and state agencies, municipalities, counties, districts, and other public entities that own or operate sanitary sewer systems greater than one mile in length that collect and/or convey untreated or partially treated wastewater to a publicly owned treatment facility in the State of California; 1) report Sanitary Sewer Overflows (SSOs) to the SWRCB; and 2) develop and implement a SSMP; and

WHEREAS, the SSMP is a written document that details how an entity's sewer system is operated, maintained, repaired, and funded. The WDRs include a time schedule for the development of the SSMP that required adoption of the final SSMP on or before May 2, 2009, and requiring a formal update every five years; and

WHEREAS, the City of Ontario adopted the completed SSMP on April 7, 2009, and an update to the SSMP is due by May 2, 2014; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Ontario approve the update of the Sewer System Management Plan.

LET IT BE FURTHER RESOLVED that the City Manager, or a designee, is hereby authorized and empowered to execute in the name of the City of Ontario all documents necessary to comply with the Statewide General Waste Discharge Requirements (WDRs) for Sanitary Sewer Systems (Water Quality Order No. 2006-0003, as amended).

The City Clerk of the City of Ontario shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO         )  
CITY OF ONTARIO                         )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-        was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:            COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

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MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-        duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

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MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

# CITY OF ONTARIO

*Agenda Report*  
April 15, 2014

**SECTION:  
CONSENT CALENDAR**

**SUBJECT: A MAINTENANCE SERVICES AGREEMENT FOR METER REPLACEMENT AND AUTOMATED METERING INFRASTRUCTURE UPGRADE**

**RECOMMENDATION:** That the City Council approve and authorize the City Manager to execute a Maintenance Services Agreement (on file with the Records Management Department) subject to non-substantive changes as mutually agreed to by both parties with Master Meter Inc. of Mansfield, Texas, for meter replacement and automated metering infrastructure upgrade in the not to exceed amount of \$267,840.

**COUNCIL GOALS:** Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health  
Invest in the City's Infrastructure (Water, Sewers, Parks, Streets, Storm Drains and Public Facilities)

**FISCAL IMPACT:** The Fiscal Year 2013-14 Water Fund budget includes appropriations to cover the cost of the proposed meter replacements. There is no impact to the General Fund.

**BACKGROUND:** The accuracy of water meters has a direct relationship to accounting and billing for water sales. There are currently over 32,500 water meters in use citywide, of which approximately 28,000 are used for residential, and about 4,500 are in use for industrial, commercial and landscape purposes. In order to maintain accuracy and functionality, water meters need to be periodically repaired and are usually replaced approximately every ten years.

The Fiscal Year 2013-14 work plan includes replacement of approximately 1,000 meters of various sizes, which are at the end of their useful service life. The work plan also includes piloting technology that will provide increased operational efficiency and improved customer service.

The City currently uses the Master Meter "3G Radio Read" meters (3G Meters) and the "3G Automated Meter Reading" (AMR) system. The City's current 3G Meters provide a radio signal range of

**STAFF MEMBER PRESENTING:** Scott Burton, Utilities General Manager

Prepared by: Tom O'Neill  
Department: MU/Engineering

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

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approximately 500 feet for “drive-by” mobile reading with the AMR system. However, these meters require a field staff visit to query individual meters for specific account usage data.

Master Meter recently introduced the “Allegro Automated Metering Infrastructure” (Allegro AMI) meters and the “Harmony Meter Data Management” (Harmony MDM) system, which uses a fixed tower system that is capable of reading and transmitting meter data up to three miles away. With the new Allegro AMI meters and the Harmony MDM system, meter information is collected and made readily available at any time via a web-based system.

Master Meter has worked closely with the City for many years and the collaboration has resulted in improved products and services. As a result of this relationship, Master Meter approached the City with a proposal to pilot this upgraded technology that includes all equipment associated with the tower, a software upgrade, training, and all labor at no cost to the City, a savings of approximately \$120,000.

The “Allegro AMI Pilot Trial” is scheduled to begin after City Council approval and will conclude by December 2014. During this time, the City will work closely with Master Meter to monitor, test, adjust and evaluate the performance of the system. If, after the pilot trial period, the City finds the system performance unsatisfactory, Master Meter will restore the meters to the previous 3G Meters and will remove the Allegro AMI equipment at no cost to the City. The upgraded software will remain in place at no cost to the City.

In return for providing the AMI tower equipment and software upgrade at no cost, the City will share the results of the pilot trial with Master Meter for purposes of marketing and demonstrating the effectiveness of the product.

# CITY OF ONTARIO

*Agenda Report*  
April 15, 2014

**SECTION:**  
**PUBLIC HEARINGS**

**SUBJECT: A PUBLIC HEARING TO CONSIDER A RESOLUTION APPROVING THE DESIGNATION OF THE CHARLES B. JONES HOUSE AS A LOCAL HISTORIC LANDMARK**

**RECOMMENDATION:** That the City Council consider and adopt a resolution approving File No. PHP14-001 designating the Charles B. Jones House, located at 227 West Sixth Street (APN: 1047-343-04) as Local Historic Landmark No. 94.

**COUNCIL GOALS: Develop Strategies and Take Actions, Including Regaining Local Control of the Ontario International Airport, to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health**  
**Focus Resources in Ontario's Commercial and Residential Neighborhoods**

**FISCAL IMPACT:** The approval of the Local Historic Landmark designation will not have a direct fiscal impact. However, if the designation is approved, the property owner will be eligible to apply for a Mills Act Contract which, if approved, would provide for a potential reduction in property taxes in exchange for an agreed-upon list of improvements to the property.

**BACKGROUND:** Ken and Sue Miller (property owners) requested that the Charles B. Jones House, located at 227 West Sixth Street, be designated as a Local Historic Landmark. On March 25, 2014, the Historic Preservation Commission reviewed this property and recommended approval of the local landmark designation request to the City Council.

**HISTORY:** According to the Daily Report, a permit was issued to Charles B. Jones for the construction of the home in 1938. It noted that Twentieth Century Builders had the contract to construct the residence. Charles B. Jones, a teacher, owned and resided in the home until 1945. It is believed that he taught music at Chaffey College, now the Chaffey High School campus. In 1945, City directories indicate that Mrs. A.C. Regnery owned and occupied the home until 1957. Mrs. Regnery was a local public school teacher as well. Since 1957, there have been several occupants of the home.

**STAFF MEMBER PRESENTING:** Scott Murphy, Planning Director

Prepared by: Diane Ayala  
Department: Planning

City Manager  
Approval: 

Submitted to Council/O.H.A. 04/15/2014

Approved: \_\_\_\_\_

Continued to: \_\_\_\_\_

Denied: \_\_\_\_\_

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**HISTORIC SIGNIFICANCE:** On March 25, 2014, the Historic Preservation Commission/Planning Commission voted unanimously (7-0) to recommend that the City Council designate the Charles B. Jones House as a Local Historic Landmark pursuant to the following criteria contained in the Historic Preservation Ordinance (Article 26, Sec. 9-1.2615 of the Ontario Development Code):

*1. It embodies distinguishing architectural characteristics of a style, type, period, or method of construction.*

The Charles B. Jones House is a fine example of the Minimal Traditional style of architecture, which is evidenced by the survival of the building's character-defining features. The only known alterations to the building are the enclosed screened porch and balcony which are located at the rear of the building. The alterations do not detract from the value of the historic resource nor do they cause an adverse impact to the character-defining features of the building.

**ENVIRONMENTAL REVIEW:** The application was reviewed pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.) ("CEQA"). Per Section 21065 of the CEQA Guidelines, the local landmark designation is not considered a project.

# PLANNING / HISTORIC PRESERVATION COMMISSION STAFF REPORT



**DATE:** March 25, 2014  
**FILE NO.:** PHP14-001  
**SUBJECT:** A request to designate a Tier III Historic Resource as a Local Landmark  
**LOCATION:** 227 West Sixth Street (APN: 1047-343-04)  
**APPLICANT:** Ken and Sue Miller  
**PROPERTY OWNER:** Ken and Sue Miller

## I. RECOMMENDATION:

That the Historic Preservation/Planning Commission recommend that the City Council designate 227 West Sixth Street as a local landmark (File No. PHP14-001).

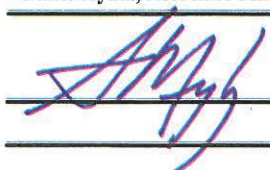
## II. ARCHITECTURAL DESCRIPTION:

**Historic Name:** The Charles B. Jones House  
**Architectural Style:** Minimal Traditional  
**Date Built:** 1939

Built in 1939, this 1½ story Minimal Traditional style home is rectangular in plan. The composition shingle covered roof has a side facing, steeply pitched gable end and twin dormers. The centrally located single door entry is flanked by wood framed multi-paned sidelight windows. The entrance is accented by a decorative pediment surround. Other character-defining features of the building include horizontal channel wood siding, multi-paned wood hung



Case Planner: Diane Ayala, Associate Planner

Planning Director Approval: 

Submittal Date: \_\_\_\_\_

Hearing Deadline: \_\_\_\_\_

Hearing Body	Date	Decision	Action
HPSC:	2/13/2014	Approved	Recommend
PC / HPC:	3/25/2014	Approved	Recommend
CC:	4/15/2014		Final



windows, and window shutters. The house has minimal eaves, which is typical for homes of this period. There is also a detached two-story garage and storage structure at the end of the driveway which can be seen from the street. This building has similar design features including multi-paned wood framed hung windows, horizontal channel wood siding, and stucco finishes, which match the house. The accessory structure was constructed in 1949.

The only known alterations to the building are the screened porch enclosure and second story balcony above the screened porch. The overall condition of the historic building is good and the architectural integrity is moderate to high.

On February 13, 2014, the Historic Preservation Subcommittee approved a Tier III Historic Resource designation and recommended approval for a local landmark designation.

### **III. HISTORY:**

According to the Daily Report, a permit was issued to Charles Jones for the construction of the home in 1938. It noted that Twentieth Century Builders had the contract to construct the residence. Charles B. Jones, a teacher, owned and resided in the home until 1945. It is believed that he taught music at Chaffey College which is now the Chaffey High School campus. In 1945, city directories indicate that Mrs. A.C. Regnery owned and occupied the home until 1957. Mrs. Regnery was a local public school teacher as well. Since 1957, there has been several occupants of the home.

### **IV. HISTORIC CONTEXT:**

The Minimal Traditional style of architecture began in the 1930s as an affordable response to the Depression era. It took form, massing and details from earlier styles such as Tudor and Colonial Revival and simplified them. The concept translated well in the following decades. The demand for housing grew rapidly after World War II, and getting homes built quickly became an economic necessity. Building a house with just enough detail to give it identity satisfied many buyers and reflected their need for a practical and affordable solution.

Originally, homes built in the Minimal Traditional style were often a single level with a side gable roof and one or two gables facing the front as secondary elements. This eventually translated into 1 1/2 and 2-story versions, often mimicking similar traditional styles but exhibiting restraint in articulation. Post caps and bases, crown moldings, and door and window trim employ the use of classical detailing, although in a much simpler manner. Quarter-round, half-round and curved shapes are found in their simplest form only on key elements. Virtually any traditional building material can be used in this style but the most common is brick, wood, and stucco.



Another important consideration in the success of the style is its proportions. While classical styles are dictated strictly by precedent, Minimal Traditional is by nature a more relaxed form. Window sizing and door placement are established according to the layout of rooms and the necessity of ventilation, entry and egress. These houses are often called cottages, bungalows, farmhouses and other regional terms, but they all have simplified traditional features loosely based in classical architecture.

## **V. LANDMARK DESIGNATION CRITERIA:**

Eligible historic resources may be considered for Landmark designation if the property can meet one or more designation criteria for local designation as contained in the Historic Preservation Ordinance, (Sec. 9-1.2615 of the Development Code). The Charles B. Jones House, a Tier III historic resource located at 227 West Sixth Street, meets the following designation criteria:

*1. It embodies distinguishing architectural characteristics of a style, type, period, or method of construction:*

The Charles B. Jones House is a fine example of the Minimal Traditional style of architecture, which is evidenced by the survival of the building's character-defining features. The only known alterations to the building are the enclosed screened porch and balcony which are located at the rear of the building. The alterations do not detract from the value of the historic resource nor do they cause an adverse impact to the character-defining features of the building.

## **VI. COMPLIANCE WITH THE ONTARIO PLAN:**

The designation is consistent with and implements the principles, goals and policies contained in the following components of The Ontario Plan (TOP), including: (1) Vision, (2) Governance, and (3) Policy Plan (General Plan) Policies:

### **Vision**

#### **DYNAMIC BALANCE**

An appreciation for the "personality and charm" of this community, preserving important characteristics and values even as growth and change occur, all the while retaining a distinctive local feel where people love to be.

### **Governance**

G1-1 Consistency with Policies. We require that staff recommendations to the City Council be consistent with adopted City Council Priorities (Goals and Objectives) and the Policy Plan.

G1-2 Long-term Benefit. We require decisions to demonstrate and document how they add value to the community and support the Ontario Vision.

**Policy Plan**

- CD1-3: *Neighborhood Improvement.* We require viable existing residential and non-residential neighborhoods to be preserved, protected, and enhanced in accordance with our land use policies.
- CD 4-6: *Promotion of Public Involvement in Preservation.* We engage in programs to publicize and promote the City's and the public's involvement in preservation efforts.
- CD 5-4: *Neighborhood Involvement.* We encourage active community involvement to implement programs aimed at the beautification and improvement of neighborhoods.



RESOLUTION NO. PC14-020

A RESOLUTION OF THE ONTARIO HISTORIC PRESERVATION COMMISSION APPROVING FILE NO. PHP14-001, RECOMMENDING THAT THE CITY COUNCIL DESIGNATE THE CHARLES B. JONES HOUSE A LOCAL HISTORIC LANDMARK, LOCATED AT 227 WEST SIXTH STREET (APN: 1047-343-04).

WHEREAS, Ken and Sue Miller, property owners, ("Applicant") has filed an application for the approval of a Local Historic Landmark Designation, File No. PHP14-001, as described in the title of this Resolution (hereinafter referred to as "Project"); and

WHEREAS, the City's character and history are reflected in its cultural, historical, and architectural heritage with an emphasis on the "Model Colony" as declared by an act of the Congress of the United States and presented at the St. Louis World's Fair in 1904; and

WHEREAS, the City's historical foundations should be preserved as living parts of community life and development in order to foster an understanding of the City's past so that future generations may have a genuine opportunity to appreciate, enjoy, and understand Ontario's rich heritage; and

WHEREAS, the Community Development and the Aesthetic, Cultural, Open Space and Recreational Resources Elements the Ontario General Plan sets forth Goals and Policies to conserve Ontario's historic buildings and districts; and

WHEREAS, the Charles B. Jones House, a Minimal Traditional style home constructed in 1939, located at 227 West Sixth Street (APN: 1047-343-04) is worthy of preservation and designation as a Local Historic Landmark; and

WHEREAS, on February 13, 2014, the Historic Preservation Subcommittee reviewed this property and determined that it met local landmark designation criteria as set forth in Article 26 of the City's Historic Preservation Ordinance (Sec. 9-1.2615); and

WHEREAS, the Historic Preservation Commission has reviewed this property and determined that it meets the local landmark as set forth in Article 26 of the City's Historic Preservation Ordinance (Sec. 9-1.2615).

NOW, THEREFORE, BE IT RESOLVED, that the City of Ontario Historic Preservation Commission recommends to the City Council that the Charles B. Jones House, located at 227 West Sixth Street, be designated as Local Historic Landmark No. 94 and that it is subject to the provisions of the City's Historic Preservation Ordinance (Sec. 9-1.2600).

SECTION 1. As the recommending body for the Project, the Historic Preservation Commission has reviewed and considered the information contained in the administrative



record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the Historic Preservation Commission, the Historic Preservation Commission finds as follows:

a. The designation is not considered a project pursuant to Section 21065 of the CEQA Guidelines.

SECTION 2. Based upon the substantial evidence presented to the Historic Preservation Commission during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the Historic Preservation Commission hereby concludes as follows:

- a. FINDING: It meets the criteria for local landmark designation as contained in the Historic Preservation Ordinance (Sec. 9-1.2615 of the Development Code); *It embodies distinguishing architectural characteristics of a style, type, period, or method of construction:*
- b. FACT: The Charles B. Jones House is a fine example of the Minimal Traditional style of architecture, which is evidenced by the survival of the building's character-defining features. The only known alterations to the building are the enclosed screened porch and balcony, which are located at the rear of the building. The alterations do not detract from the value of the historic resource nor do they cause an adverse impact to the character-defining features of the building.

SECTION 3. Based upon findings set forth in Sections 1 and 2 above, the Historic Preservation Commission hereby recommends the City Council approve the landmark designation.

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall incorporate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been raised are located at Ontario City Hall, 303 East B Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The secretary shall certify to the adoption of the Resolution.

Historic Preservation Commission Resolution

File No. PHP14-001

March 25, 2014

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I hereby certify that the foregoing Resolution was duly and regularly introduced, passed, and adopted by the Planning Commission of the City of Ontario at a regular meeting thereof held on the 25th day of March 2014, and the foregoing is a full, true, and correct copy of said Resolution, and has not been amended or repealed.



Rick Gage, Planning Commission  
Chairman

ATTEST:



Scott Murphy, Planning Director/  
Secretary of Planning Commission

Historic Preservation Commission Resolution  
File No. PHP14-001  
March 25, 2014  
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STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO        )  
CITY OF ONTARIO                        )

I, Jeanina M. Romero, Secretary Pro Tempore of the Planning Commission of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. PC14-020 was duly passed and adopted by the Planning Commission of the City of Ontario at their regular meeting held on March 25, 2014 by the following roll call vote, to wit:

AYES: Delman, Downs, Gage, Gregorek, Mautz, Ricci, Willoughby

NOES: None

ABSENT: None

ABSTAIN: None

  
Jeanina M. Romero, Secretary Pro  
Tempore

RESOLUTION NO. \_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PHP14-001, THE DESIGNATION OF THE CHARLES B. JONES HOUSE, LOCATED AT 227 WEST SIXTH STREET, AS LOCAL HISTORIC LANDMARK NO. 94 AND MAKING FINDINGS IN SUPPORT THEREOF (APN: 1047-343-04).

WHEREAS, Ken and Sue Miller, property owners, ("Applicant") has filed an application for the approval of a Local Historic Landmark Designation, File No. PHP14-001, as described in the title of this Resolution (hereinafter referred to as "Project"); and

WHEREAS, the City's character and history are reflected in its cultural, historical, and architectural heritage with an emphasis on the "Model Colony" as declared by an act of the Congress of the United States and presented at the St. Louis World's Fair in 1904; and

WHEREAS, the City's historical foundations should be preserved as living parts of community life and development in order to foster an understanding of the City's past so that future generations may have a genuine opportunity to appreciate, enjoy, and understand Ontario's rich heritage; and

WHEREAS, the Community Development and the Aesthetic, Cultural, Open Space and Recreational Resources Elements the Ontario General Plan sets forth Goals and Policies to conserve Ontario's historic buildings and districts; and

WHEREAS, the Charles B. Jones House, a Minimal Traditional style home constructed in 1939, located at 227 West Sixth Street (APN: 1047-343-04) and is legally described as: Tract 1780 West 8 Foot Lot 6 and all Lot 7; and

WHEREAS, on February 13, 2014, the Historic Preservation Subcommittee reviewed this property and determined that it met local landmark designation criteria as set forth in Article 26 of the City's Historic Preservation Ordinance (Sec. 9-1.2615); and

WHEREAS, on March 25, 2014, the Historic Preservation Commission reviewed this property and recommended approval, based on the building meeting the following criteria for designation contained in the Historic Preservation Ordinance (Sec. 9-1.2615 of the Ontario Development Code):

*1. It embodies distinguishing architectural characteristics of a style, type, period, or method of construction.*

The Charles B. Jones House is a fine example of the Minimal Traditional style of architecture, which is evidenced by the survival of the building's character-defining features. The only known alterations to the building are the enclosed screened porch and balcony which are located at the rear of the building. The alterations do not detract from the value of the historic resource nor do they cause an adverse impact to the character-defining features of the building.



NOW, THEREFORE, IT IS HEREBY FOUND, DETERMINED, AND RESOLVED by the City Council of the City of Ontario, as follows:

SECTION 1. As the decision-making body for the Project, the City Council has reviewed and considered the information contained in the administrative record for the Project. Based upon the facts and information contained in the administrative record, including all written and oral evidence presented to the City Council, the City Council finds as follows:

a. The designation is not considered a project pursuant to Section 21065 of the CEQA Guidelines.

SECTION 2. Based upon the substantial evidence presented to the City Council during the above-referenced hearing and upon the specific findings set forth in Section 1 above, the City Council hereby concludes as follows:

1. FINDING: It meets the criteria for local landmark designation as contained in the Historic Preservation Ordinance (Sec. 9-1.2615 of the Ontario Development Code); *It embodies distinguishing architectural characteristics of a style, type, period, or method of construction:*

FACT: The Charles B. Jones House is a fine example of the Minimal Traditional style of architecture, which is evidenced by the survival of the building's character-defining features. The only known alterations to the building are the enclosed screened porch and balcony, which are located at the rear of the building. The alterations do not detract from the value of the historic resource nor do they cause an adverse impact to the character-defining features of the building.

SECTION 3. Based upon findings set forth in Sections 1 and 2 above, the City Council approves and designates the Charles B. Jones House, located at 227 West Sixth Street, as Local Historic Landmark No. 94 and that it is subject to the provisions of the Historic Preservation Ordinance (Article 26 of the Ontario Development Code).

SECTION 4. The Applicant shall agree to defend, indemnify and hold harmless, the City of Ontario or its agents, officers, and employees from any claim, action or proceeding against the City of Ontario or its agents, officers or employees to attack, set aside, void or annul this approval. The City of Ontario shall promptly notify the applicant of any such claim, action or proceeding, and the City of Ontario shall incorporate fully in the defense.

SECTION 5. The documents and materials that constitute the record of proceedings on which these findings have been based are located at the City of Ontario City Hall, 303 East B Street, Ontario, California 91764. The custodian for these records is the City Clerk of the City of Ontario.

SECTION 6. The City Clerk of the City of Ontario, California, shall cause a copy of this Resolution to be recorded in the office of the County Recorder of San Bernardino County, California.

The City Clerk of the City of Ontario shall certify as to the adoption of this Resolution.

PASSED, APPROVED, AND ADOPTED this 15<sup>th</sup> day of April, 2014.

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PAUL S. LEON, MAYOR

ATTEST:

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MARY E. WIRTES, MMC, CITY CLERK

APPROVED AS TO LEGAL FORM:

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BEST BEST & KRIEGER LLP  
CITY ATTORNEY

STATE OF CALIFORNIA                     )  
COUNTY OF SAN BERNARDINO         )  
CITY OF ONTARIO                         )

I, MARY E. WIRTES, City Clerk of the City of Ontario, DO HEREBY CERTIFY that foregoing Resolution No. 2014-     was duly passed and adopted by the City Council of the City of Ontario at their regular meeting held April 15, 2014 by the following roll call vote, to wit:

AYES:           COUNCIL MEMBERS:

NOES:           COUNCIL MEMBERS:

ABSENT:        COUNCIL MEMBERS:

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)

The foregoing is the original of Resolution No. 2014-     duly passed and adopted by the Ontario City Council at their regular meeting held April 15, 2014.

\_\_\_\_\_  
MARY E. WIRTES, MMC, CITY CLERK

(SEAL)