

**CITY OF ONTARIO
CITY COUNCIL, REDEVELOPMENT AGENCY,
AND HOUSING AUTHORITY
AGENDA
SEPTEMBER 20, 2011**

Paul S. Leon
Mayor

Debra Dorst-Porada
Mayor pro Tem

Alan D. Wapner
Council Member

Sheila Mautz
Council Member

Jim W. Bowman
Council Member



Chris Hughes
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, Redevelopment Agency, and Housing Authority meeting begins with 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*)

6:30 p.m.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

Council Member Wapner

INVOCATION

Pastor Lily Villamin, First United Methodist Church

PUBLIC COMMENTS

6:30 p.m.

The Public Comment portion of the Council/Redevelopment Agency/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.

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, Redevelopment Agency and Housing Authority of August 16, 2011, and approving same as on file in the Records Management Department.

2. BILLS/PAYROLL

Bills July 17, 2011 through July 30, 2011 and **Payroll** July 17, 2011 through July 30, 2011, when audited by the Finance Committee.

3. PLAN AGREEMENTS FOR EMPLOYEE LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, SHORT- AND LONG-TERM DISABILITY INSURANCES AND DEFERRED COMPENSATION PROGRAMS

That the City Council approve a resolution and authorize the City Manager to execute agreements and related plan documents for: employer-paid life insurance and accidental death and dismemberment programs (AD&D), employee supplemental life insurance, and miscellaneous employees' short- and long-term disability insurances to be provided by CIGNA; and extend and make amendments to the City's existing 457 deferred compensation plans with ICMA Retirement Corporation (ICMA-RC) and Internationale Nederlanden Group (ING) to allow for member withdrawals for purchase of additional service credit upon attainment of normal retirement age.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AMENDING THE CITY'S DEFERRED COMPENSATION PLAN TO ALLOW FOR MEMBER WITHDRAWALS TO PURCHASE ADDITIONAL SERVICE CREDIT.

4. A PROFESSIONAL SERVICES AGREEMENT TO AMEND THE CONSTRUCTION AGREEMENT WITH NMC BUILDERS LLC AND PREPARE DEVELOPMENT AGREEMENTS FOR NMC BUILDERS LLC MEMBERS/RH CONSULTING

That the City Council authorize the City Manager to execute a three-year professional services agreement (on file with the Records Management Department) with RH Consulting of La Quinta, California, with an estimated annual activity level of \$95,000 to provide technical support in amending the existing Construction Agreement between the City and NMC Builders LLC, and assisting in the preparation of development agreements and City fees related to the Construction Agreement Amendment.

5. RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS THROUGH THE STATE DEPARTMENT OF PARKS AND RECREATION

That the City Council adopt a resolution approving the application for grant funds through the Statewide Park Development and Community Revitalization Act of 2008 program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond of 2006 (Proposition 84) for the Civic Center Community Conservation Park.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION ACT OF 2008 PROGRAM UNDER THE SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT OF 2006 (PROPOSITION 84) FOR THE CIVIC CENTER COMMUNITY CONSERVATION PARK.

6. AN AMENDMENT TO THE YOUTH SPORT LEAGUE LICENSE AGREEMENT FOR THE USE OF JAY LITTLETON BALLPARK AND FACILITIES

That the City Council authorize the City Manager to execute an amendment to the five-year License Agreement (on file in the Records Management Department) between the City of Ontario and local youth sports organizations for the use of Jay Littleton Ballpark and Facilities by Ontario Palomino Baseball.

7. CONSTRUCTION CONTRACT FOR FISCAL YEAR 2010-11 NEW MODEL COLONY PAVEMENT REHABILITATION/ALL AMERICAN ASPHALT, INC.

That the City Council approve the plans and specifications, and award a construction contract (on file in the Records Management Department) to All American Asphalt, Inc. of Corona, California, in the amount of \$1,475,000 plus a fifteen (15%) percent contingency of \$221,250 for a total amount of \$1,696,250; and authorize the City Manager to execute said contract and related documents, and file a notice of completion at the conclusion of all construction activities related to the 2011 New Model Colony Pavement Rehabilitation which includes: rehabilitation of Edison Avenue from Grove Avenue to 200 feet east of Archibald Avenue; Grove Avenue from Riverside Drive to Edison Avenue; Archibald Avenue from Riverside Drive to 200 feet south of Chino Avenue; Haven Avenue from Riverside Drive to Edison Avenue; and Bon View Avenue from Riverside Drive to Edison Avenue.

8. RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18790

That the City Council adopt a resolution approving an Improvement Agreement, Improvement Security and Final Tract Map No. 18790 located west of Edenglen Avenue and south of Riverside Drive, within the Edenglen Specific Plan area.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AN IMPROVEMENT AGREEMENT, IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18790 LOCATED WEST OF EDENGLLEN AVENUE AND SOUTH OF RIVERSIDE DRIVE, WITHIN THE EDENGLLEN SPECIFIC PLAN AREA.

9. AWARD OF BIDS FOR THE PURCHASE OF FLEET VEHICLES/THEODORE ROBINS FORD

That the City Council award Bid No. 119 to Theodore Robins Ford located in Costa Mesa, California, in the amount of \$194,984 for the purchase and delivery of two (2) Ford Taurus SE Sedans; one (1) Ford Taurus SEL Sedan; two (2) Ford Explorer XLT SUV's; one (1) Ford F-150 4x4 XL Supercrew Pickup Truck; and one (1) Ford F-450 Truck Cab Chassis & Dump Body Truck.

10. PROFESSIONAL SERVICES AGREEMENT FOR THE PREPARATION OF THE HOLT BOULEVARD MOBILITY AND STREETScape STRATEGIC PLAN/KTU+A

That the City Council authorize the City Manager to execute a professional services agreement (on file with the Records Management Department) with KTU+A of San Diego, California, to prepare the Holt Boulevard Mobility and Streetscape Strategic Plan in an amount not to exceed \$222,000.

PUBLIC HEARINGS

11. A PUBLIC HEARING TO CONSIDER FILE NO. PHP11-014, THE DESIGNATION OF THE CLIFFORD M. HUSTON HOUSE, LOCATED AT 1232 NORTH EUCLID AVENUE, AS A LOCAL HISTORIC LANDMARK

That the City Council adopt a resolution approving File No. PHP11-014 designating 1232 North Euclid Avenue (APN 1047-531-05) as Local Historic Landmark No. 89.

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. PHP11-014, THE DESIGNATION OF THE CLIFFORD M. HUSTON HOUSE, LOCATED AT 1232 NORTH EUCLID AVENUE, AS LOCAL HISTORIC LANDMARK NO. 89, AND MAKING FINDINGS IN SUPPORT THEREOF – APN: 1047-531-05.

12. A PUBLIC HEARING TO RECEIVE TESTIMONY AND ADOPT THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) FOR THE 2010-11 FISCAL YEAR

That the City Council:

- (A) Hold a public hearing to receive testimony on the draft Consolidated Annual Performance Evaluation Report (CAPER) for the 2010-11 Fiscal Year (on file in the Records Management Department);
- (B) Direct staff to prepare and transmit to the U.S. Department of Housing and Urban Development (HUD) the final CAPER, which will address all public comments received on the draft CAPER; and
- (C) Authorize the City Manager to execute any and all documents necessary and/or desirable to transmit the CAPER to HUD.

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.

COUNCIL MATTERS

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

STAFF MATTERS

City Manager Hughes

ADJOURNMENT

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: PLAN AGREEMENTS FOR EMPLOYEE LIFE, ACCIDENTAL DEATH AND DISMEMBERMENT, SHORT- AND LONG-TERM DISABILITY INSURANCES AND DEFERRED COMPENSATION PROGRAMS

RECOMMENDATION: That the City Council approve a resolution and authorize the City Manager to execute agreements and related plan documents for: employer-paid life insurance and accidental death and dismemberment programs (AD&D), employee supplemental life insurance, and miscellaneous employees' short- and long-term disability insurances to be provided by CIGNA; and extend and make amendments to the City's existing 457 deferred compensation plans with ICMA Retirement Corporation (ICMA-RC) and Internationale Nederlanden Group (ING) to allow for member withdrawals for purchase of additional service credit upon attainment of normal retirement age.

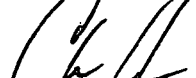
**COUNCIL GOALS: Develop Strategies and Take Actions to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health
Operate in a Businesslike Manner**

FISCAL IMPACT: The recommended plan agreements for employee life, AD&D, supplemental life, and short- and long-term disability insurances will result in an estimated cost savings of over \$19,000 for plan year 2012. CIGNA has agreed to hold its rates through December 31, 2014 resulting in a total savings of approximately \$57,000 for the first three years. CalPERS' intent in allowing employees to purchase additional service credit is to be cost neutral for employers; however, the deferred compensation plan amendments may result in future cost impacts to the City dependent upon the number of employees who participate in the program as well as the accuracy of CalPERS' calculations and assumptions used to compute the employees' cost. CalPERS calculates the amounts it charges employees for the purchase of service credit based upon several actuarial assumptions and formulas established by law.

BACKGROUND: In preparation for the upcoming benefits open enrollment period, the City obtained pricing analyses from the current life, AD&D, and disability insurance provider. The proposal for the 2012 plan year included a net cost increase of nearly \$25,000, or 7%. Staff then worked with the City's

STAFF MEMBER PRESENTING: Chris Hughes, City Manager

Prepared by: Al Boling
Department: Citywide Administration

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

3

insurance broker, Alliant Insurance Services, and solicited proposals from six alternative providers. A competitive proposal was received from CIGNA as a new service provider for the same coverage levels and services at a cost savings of over \$19,000 per year, or 5% as compared to the current year. Additionally, CIGNA has agreed to hold its rates for a three-year period ending December 31, 2014. Rates for future years will be renegotiated based upon current market conditions after 2014. CalPERS offers a variety of service credit purchase options. However, there are limitations as to who is eligible. The ability to purchase additional service credit already exists for City of Ontario employees; this plan amendment is limited to permitting those who have attained normal retirement age the ability to use their accumulated deferred compensation funds to purchase service credit.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: A PROFESSIONAL SERVICES AGREEMENT TO AMEND THE CONSTRUCTION AGREEMENT WITH NMC BUILDERS LLC AND PREPARE DEVELOPMENT AGREEMENTS FOR NMC BUILDERS LLC MEMBERS

RECOMMENDATION: That the City Council authorize the City Manager to execute a three-year professional services agreement (on file with the Records Management Department) with RH Consulting of La Quinta, California, with an estimated annual activity level of \$95,000 to provide technical support in amending the existing Construction Agreement between the City and NMC Builders LLC, and assisting in the preparation of development agreements and City fees related to the Construction Agreement Amendment.

COUNCIL GOALS: Develop Strategies and Take Actions 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
Invest in the City's Infrastructure (Water, Streets, Sewers, Parks, Storm Drains and Public Facilities)
Ensure the Development of a Well Planned, Balanced, and Self-Sustaining Community in the New Model Colony

FISCAL IMPACT: Based on current and anticipated need for support services related to the Construction Agreement amendment and resulting development agreements with NMC Builders, staff estimates the annual level of usage to be approximately \$95,000. The General Fund portion is expected to be \$50,000 per year which is included in the FY 2011-2012 Adopted Budget. Development agreement effort, and other work to be performed that directly benefits individual members of NMC Builders, will be paid from funds deposited with the City by the individual NMC Builders members. The City has contracted with RH Consulting since 2007 at which time their hourly billing rate was set and fixed at \$100 per hour. The consultant has agreed to maintain its fee structure at this same level for the recommended three-year duration of the agreement.

BACKGROUND: On October 4, 2005, the City Council approved the "Agreement for the Financing and Construction of Phase I and II Infrastructure Improvements to Serve an Easterly Portion of the New Model Colony" (the Construction Agreement) with NMC Builders. Due to the ongoing downturn in the

STAFF MEMBER PRESENTING: Grant D. Yee, Administrative Services/Finance Director

Prepared by: Bob Chandler
Department: Management Services

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

residential real estate market, it has become necessary for the City and NMC Builders to enter into negotiations on amending the Construction Agreement. Pending amendment, many provisions of the Construction Agreement have been tolled for approximately the last 3 years.

RH Consulting has provided this type of service to the City on an ongoing basis for the last 4 years. RH Consulting's prior work for the City includes substantial involvement in the development and implementation of the provisions of the Construction Agreement. As such, their knowledge of the Construction Agreement and awareness of the history of its development make it uniquely qualified to provide the services needed by the City for this project. RH Consulting has continually functioned as a key member of the City's negotiating team on amending the Construction Agreement, and has often taken a lead role in drafting provisions to the amendment and communicating with representatives of NMC Builders. The recommended three-year agreement will ensure the continuity critical for the City in developing and implementing the agreements necessary for the successful development of the New Model Colony.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: RESOLUTION APPROVING THE APPLICATION FOR GRANT FUNDS THROUGH THE STATE DEPARTMENT OF PARKS AND RECREATION


RECOMMENDATION: That the City Council adopt a resolution approving the application for grant funds through the Statewide Park Development and Community Revitalization Act of 2008 program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond of 2006 (Proposition 84) for the Civic Center Community Conservation Park.

COUNCIL GOALS: Develop Strategies and Take Actions 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: The Statewide Park Development and Community Revitalization Act of 2008 Program Grant Funds is a competitive program, with potential amounts between \$100,000 and \$5,000,000. The project recommended in the grant application is the Civic Center Community Conservation Park with requested grant funds of \$3,000,000. There is no matching fund requirement.

BACKGROUND: The intent of the Statewide Park Development and Community Revitalization Act of 2008 Program is to finance the acquisition and development of parks, recreation areas, and facilities in neighborhoods with significant unmet park and recreation needs. The Civic Center Community Conservation park is consistent with the grant program criteria and will create new park space with facilities and recreation opportunities in underserved neighborhoods. The recommended resolution of the City Council is now required by the State Department of Parks and Recreation in order to move forward in the grant process.

STAFF MEMBER PRESENTING: Mark Chase, Community and Public Service Director

Prepared by: Vern Stiner
Department: Public Services
City Manager Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011
Approved: _____
Continued to: _____
Denied: _____

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: AN AMENDMENT TO THE YOUTH SPORT LEAGUE LICENSE AGREEMENT FOR THE USE OF JAY LITTLETON BALLPARK AND FACILITIES

RECOMMENDATION: That the City Council authorize the City Manager to execute an amendment to the five-year License Agreement (on file in the Records Management Department) between the City of Ontario and local youth sports organizations for the use of Jay Littleton Ballpark and Facilities by Ontario Palomino Baseball.

COUNCIL GOALS: Develop Strategies and Take Actions to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health
Encourage, Provide or Support Enhanced Recreational, Educational, Cultural and Healthy City Programs, Policies and Activities

FISCAL IMPACT: The Fiscal Year 2011-12 General Fund Budget includes the cost of routine maintenance and field lighting required to support these youth sport league activities. Any non-scheduled use of Parks or Facilities beyond those contracted for in these agreements will be charged at the prevailing facility rental rates.

BACKGROUND: The existing License Agreement includes six (6) youth sport league organizations that utilize Jay Littleton Ballpark and its related structures (snack bars, restrooms, storage rooms, etc.) to provide recreational youth sports to the community. The amendment adds Ontario Palomino Baseball as a seventh league to the users of Jay Littleton Ballpark. Ontario Palomino Baseball previously used the facility under another baseball league's participation in the agreement, and it is now advantageous to separate coordination of the leagues' usage. Ontario Palomino Baseball serves an estimated 35 registered participants.

The License Agreement will continue to provide all organizations use of Jay Littleton Ballpark during scheduled times throughout the agreement's 5-year term and will maintain the existing requirements for security, maintenance, indemnification, and insurance. All other terms and conditions remain in full effect.

STAFF MEMBER PRESENTING: Mark Chase, Community and Public Services Director

Prepared by: Stacy Orton
Department: Recreation & Community Svcs

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

6

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: CONSTRUCTION CONTRACT FOR FISCAL YEAR 2010-11 NEW MODEL COLONY PAVEMENT REHABILITATION

RECOMMENDATION: That the City Council approve the plans and specifications, and award a construction contract (on file in the Records Management Department) to All American Asphalt, Inc. of Corona, California, in the amount of \$1,475,000 plus a fifteen (15%) percent contingency of \$221,250 for a total amount of \$1,696,250; and authorize the City Manager to execute said contract and related documents, and file a notice of completion at the conclusion of all construction activities related to the 2011 New Model Colony Pavement Rehabilitation which includes: rehabilitation of Edison Avenue from Grove Avenue to 200 feet east of Archibald Avenue; Grove Avenue from Riverside Drive to Edison Avenue; Archibald Avenue from Riverside Drive to 200 feet south of Chino Avenue; Haven Avenue from Riverside Drive to Edison Avenue; and Bon View Avenue from Riverside Drive to Edison Avenue.

COUNCIL GOALS: Develop Strategies and Take Actions 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: The Fiscal Year 2010-11 budget includes an appropriation of \$1,800,000 from Capital Project funds for "December Winter Storms Street Asphalt Replacement". All American Asphalt, Inc. submitted the lowest bid of \$1,696,250 (15% contingency included).

BACKGROUND: The scope of services for the 2011 New Model Colony Pavement Rehabilitation includes cold planning, removal and replacement of damaged pavement, construction of Asphalt Rubber Hot Mix (ARHM) and conventional asphalt overlays, construction of concrete roadway intersection improvements and placement of traffic striping, pavement markings, and raised markers. Location maps are attached for reference. This project will repair damage done to the street surfaces from the previous winter storms and extend the lifespan of the streets by 10 to 20 years. It is anticipated that construction will start by the beginning of October 2011 and will be completed by November 2011.

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

Prepared by: Gary Harms
Department: Engineering

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

On August 24, 2011, the City received three (3) bids for construction of this project. All American Asphalt, Inc. submitted the lowest responsive bid. All American Asphalt, Inc has previously performed similar work for the City of Ontario in a satisfactory manner.

A summary of the bid results is as follows:

All American Asphalt, Inc.	Corona, CA	\$1,475,000
Hardy and Harper, Inc.	Santa Ana, CA	\$1,511,000
Silvia Construction	Rancho Cucamonga, CA	\$1,553,120

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

**SUBJECT: RESOLUTION APPROVING AN IMPROVEMENT AGREEMENT,
IMPROVEMENT SECURITY AND FINAL TRACT MAP NO. 18790**

RECOMMENDATION: That the City Council adopt a resolution approving an Improvement Agreement, Improvement Security and Final Tract Map No. 18790 located west of Edenglen Avenue and south of Riverside Drive, within the Edenglen Specific Plan area.

COUNCIL GOALS: Develop Strategies and Take Actions 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
Invest in the City's Infrastructure (Water, Streets, Sewers, Parks, Storm Drains and Public Facilities)
Ensure the Development of a Well Planned, Balanced, and Self-Sustaining Community in the New Model Colony

FISCAL IMPACT: None. All public infrastructure improvements required for this project will be constructed by the developer at its sole cost.

BACKGROUND: Final Tract Map No. 18790 consisting of twenty-nine (29) single family residential lots on 2.3 acres, has been submitted by the developer, Edenglen Ontario, LLC (Richard T. Whitney, Chief Financial Officer) of Costa Mesa, California. This tract is located in Planning Area 6 of the Edenglen Specific Plan on the west side of Edenglen Avenue and south side of Riverside Drive, as shown on the attached exhibit. The Tentative Tract Map No. 18790 was approved by the Planning Commission on February 22, 2011 and is consistent with the Edenglen Specific Plan Amendment approved by the City Council on May 5, 2009.

Improvements will include sidewalk, water services and sewer laterals. The developer has entered into an improvement agreement with the City and has posted adequate security to ensure completion of the aforementioned public improvements.

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

Prepared by: Hsing Chao

Department: Engineering

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

8

This map meets all conditions of the Subdivision Map Act and the Ontario Municipal Code and have been reviewed and approved by the City Engineer.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: AWARD OF BIDS FOR THE PURCHASE OF FLEET VEHICLES

RECOMMENDATION: That the City Council award Bid No. 119 to Theodore Robins Ford located in Costa Mesa, California, in the amount of \$194,984 for the purchase and delivery of two (2) Ford Taurus SE Sedans; one (1) Ford Taurus SEL Sedan; two (2) Ford Explorer XLT SUV's; one (1) Ford F-150 4x4 XL Supercrew Pickup Truck; and one (1) Ford F-450 Truck Cab Chassis & Dump Body Truck.

COUNCIL GOALS: Develop Strategies and Take Actions 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

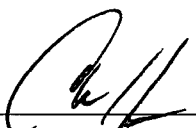
FISCAL IMPACT: The Fiscal Year 2011-12 Adopted Budget includes appropriations in the amount of \$235,000 for the purchase of these replacement vehicles. The total cost of the vehicles recommended for purchase is \$194,984.

BACKGROUND: Vehicles are scheduled for replacement pursuant to an on-going effort to reduce expenses, maximize useful life expectancy and extend replacement cycles of fleet vehicles while ensuring safe and reliable operation. The following is a summary of Bid No. 119 results:

Two (2) 2012 Ford Taurus SE for Police Department

<u>Supplier (Location)</u>	<u>Bid Amount</u>
Theodore Robins Ford (Costa Mesa, CA)	\$43,551
Fritts Ford (Riverside, CA)	\$44,182
Fairview Ford (San Bernardino, CA)	\$44,187
Redlands Ford (Redlands, CA)	\$44,650
Raceway Ford (Riverside, CA)	\$44,892

STAFF MEMBER PRESENTING: Mohamed El-Amamy, Utilities General Manager

Prepared by: Allen Rothey
Department: MU/Fleet Services
City Manager Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

9

One (1) 2012 Ford Taurus SEL for Fire Department

<u>Supplier (Location)</u>	<u>Bid Amount</u>
Theodore Robins Ford (Costa Mesa, CA)	\$25,170
Fritts Ford (Riverside, CA)	\$25,507
Redlands Ford (Redlands, CA)	\$25,590
Fairview Ford (San Bernardino, CA)	\$25,646
Raceway Ford (Riverside, CA)	\$25,862

Two (2) 2012 Ford Explorer XLT 4WD for Fire Department

<u>Supplier (Location)</u>	<u>Bid Amount</u>
Theodore Robins Ford (Costa Mesa, CA)	\$61,537
Redlands Ford (Redlands, CA)	\$61,802
Fairview Ford (San Bernardino, CA)	\$62,280
Fritts Ford (Riverside, CA)	\$62,350
Raceway Ford (Riverside, CA)	\$63,024

One (1) Ford F-150 4x4 XL Supercrew for Fire Department

<u>Supplier (Location)</u>	<u>Bid Amount</u>
Redlands Ford (Redlands, CA)	\$26,906*
Theodore Robins Ford (Costa Mesa, CA)	\$28,265
Fritts Ford (Riverside, CA)	\$28,643
Fairview Ford (San Bernardino, CA)	\$28,772
Raceway Ford (Riverside, CA)	\$29,130

*Bid was withdrawn by Supplier

One (1) Ford F-450 Truck Cab Chassis & Dump Body for Utilities Department

<u>Supplier (Location)</u>	<u>Bid Amount</u>
Theodore Robins Ford (Costa Mesa, CA)	\$36,467
Fairview Ford (San Bernardino, CA)	\$36,641
Redlands Ford (Redlands, CA)	\$36,821
Fritts Ford (Riverside, CA)	\$37,389
Raceway Ford (Riverside, CA)	\$37,711

The bid award for the purchase and delivery of these replacement vehicles is recommended to Theodore Robins Ford located in Costa Mesa, California, as the lowest bidder for all the vehicles combined in the amount of \$194,984.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
CONSENT CALENDAR

SUBJECT: PROFESSIONAL SERVICES AGREEMENT FOR THE PREPARATION OF THE HOLT BOULEVARD MOBILITY AND STREETScape STRATEGIC PLAN

RECOMMENDATION: That the City Council authorize the City Manager to execute a professional services agreement (on file with the Records Management Department) with KTU+A of San Diego, California, to prepare the Holt Boulevard Mobility and Streetscape Strategic Plan in an amount not to exceed \$222,000.

COUNCIL GOALS: Develop Strategies and Take Actions To Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health Pursue City's Goals and Objectives by Working with other Governmental Agencies

FISCAL IMPACT: The Fiscal Year 2011-12 Adopted Budget includes appropriations of \$217,000 for this project. The State grant award is \$200,000 and requires a local cash match of \$17,000. An in-kind contribution of staff time of \$6,000 will also be provided.

BACKGROUND: On March 16, 2010, the City Council adopted a resolution to approve the submittal of a Fiscal Year 2010-11 California Department of Transportation (Caltrans) Community-Based Transportation Planning Grant Application. The purpose of the grant application was to seek funds in order to develop a corridor mobility and streetscape strategic plan for Holt Boulevard. On August 16, 2010, the City received notice that it had been awarded the grant in the amount of \$200,000.

Through the Caltrans grant, there is an opportunity to develop a strategic design plan for the full length of Holt Boulevard through the City. The Ontario Plan (TOP) identifies Holt Boulevard as a commercial and residential corridor. The Holt Boulevard Mobility and Streetscape Strategic Plan will recommend specific strategies for implementation of policies outlined in TOP. The plan's goal will be to create identity and place-making opportunities along the Holt Boulevard corridor through connecting transportation (Complete Streets) oriented residential and mixed-use development to Downtown, the hospitality district, and the future Ontario Airport Metro Center.

STAFF MEMBER PRESENTING: Jerry L. Blum, Planning Director

Prepared by: Rudy Zeledon
Department: Planning

City Manager Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

10

The consultant selection process contained three stages: Request for Qualifications (RFQ), Request for Proposals (RFP) and interview sessions. RFQ's were sent to over 25 leading planning and transportation firms. Ten consulting firms submitted qualifications. Six firms submitted exceptionally responsive qualifications and were asked to participate in a more comprehensive RFP process. The six RFP's were reviewed and rated by a panel of City staff from various departments (Planning, Public Facilities, Engineering, Traffic, Housing, Economic Development, Parks and Maintenance) and Caltrans staff. From the RFP process, three firms were selected for interviews. The interviews were structured to provide an overview and focused discussions with the firms and their sub-consultants. A representative from the Planning Department, Public Facilities Department, Traffic Department and a staff member from Caltrans participated in the interview process. KTU+A was the preferred firm. The consensus of staff was that KTU+A understood the City's goal to have a strategic plan for Holt Boulevard that incorporates TOP principles and vision, and sets the framework to guide the anticipated growth along Holt Boulevard corridor to ensure that right-of way is designed to meet a variety of mobility options (Vehicle, Transit (BRT), Pedestrian and Bicycle), be integrated into the land use, site design and provide attractive, convenient linkages and transitions between these mobility options. Focused discussions were conducted between KTU+A, their subconsultants and City staff to further refine the scope of work to ensure it adequately addresses the City's needs.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
PUBLIC HEARINGS

SUBJECT: A PUBLIC HEARING TO CONSIDER FILE NO. PHP11-014, THE DESIGNATION OF THE CLIFFORD M. HUSTON HOUSE, LOCATED AT 1232 NORTH EUCLID AVENUE, AS A LOCAL HISTORIC LANDMARK

RECOMMENDATION: That the City Council adopt a resolution approving File No. PHP11-014 designating 1232 North Euclid Avenue (APN 1047-531-05) as Local Historic Landmark No. 89.

COUNCIL GOALS: Develop Strategies and Take Actions 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: Sean McMillin (property owner) requested that the Clifford M. Huston House, located at 1232 North Euclid Avenue, be designated as a Local Historic Landmark.

HISTORY: The Clifford M. Huston House, built in 1929, has a high level of architectural integrity and is a fine representation of the Mediterranean Revival style of architecture. The Mediterranean Revival style reflected an eclectic design that was first introduced in the United States at the end of the nineteenth century, and became popular during the 1920s and 1930s. This style is the second most prevalent style in Ontario, next to the Craftsman.

Mr. Clifford M. Huston was well known in the banking industry having worked his way up from teller to President of the Citizens National Bank in Rialto. In 1927, Mr. Huston moved to Ontario where he is credited with being one of the original officers of the Ontario Citizens National Bank. In addition to banking activities, Mr. Huston considered himself first and foremost a proprietor in the citrus farming industry active in the communities of Rialto, Fontana, and Ontario for over 50 years.

STAFF MEMBER PRESENTING: Jerry L. Blum, Planning Director

Prepared by: Diane Ayala
Department: Planning Department

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

HISTORIC SIGNIFICANCE: At the August 23, 2011 meeting, the Historic Preservation Commission designated the Clifford M. Huston House a Tier II historic resource and recommended designation of the Clifford M. Huston 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 Development Code):

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

The Clifford M. Huston House is an outstanding example of a two-story Mediterranean Revival Style home constructed in Ontario during the 1920s. It embodies elements and features that are typical to the style such as the smooth stucco exterior walls, Spanish clay tile roof, arched windows and door openings, deeply recessed windows, exposed eaves, and corbelled chimney. The only known alteration to the building is the addition of the kitchen, living room, and covered patio constructed in 1994 which does not detract or diminish the value of the historic resource.

2. *It is identified with persons or events significant in local, state, or national history:*

The Ontario Citizens National Bank was organized in June 1927 when Clifford M. Huston, a citrus fruit grower and packer, as well as the former president of the Rialto Citizens National Bank, was elected vice president.

CITY OF ONTARIO

Agenda Report
September 20, 2011

SECTION:
PUBLIC HEARINGS

SUBJECT: A PUBLIC HEARING TO RECEIVE TESTIMONY AND ADOPT THE CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER) FOR THE 2010-11 FISCAL YEAR

RECOMMENDATION: That the City Council:

- (A) Hold a public hearing to receive testimony on the draft Consolidated Annual Performance Evaluation Report (CAPER) for the 2010-11 Fiscal Year (on file in the Records Management Department);
- (B) Direct staff to prepare and transmit to the U.S. Department of Housing and Urban Development (HUD) the final CAPER, which will address all public comments received on the draft CAPER; and
- (C) Authorize the City Manager to execute any and all documents necessary and/or desirable to transmit the CAPER to HUD.

COUNCIL GOALS: Develop Strategies and Take Actions to Minimize the Negative Impacts of the Global Financial Downturn on Ontario's Economy and the City's Fiscal Health Pursue City's Goals and Objectives by Working with Other Governmental Agencies

FISCAL IMPACT: None.

BACKGROUND: The CAPER is a HUD required report providing annual information about the City's utilization of HUD funds for local community development and housing projects. During Fiscal Year (FY) 2010-11, a combined total of over \$18 million of federal and local funds were expended to implement approximately thirty-eight (38) housing and community development programs and projects. These activities were contained in the City's FY 2010-11 One Year Action Plan, approved on May 4, 2010. Federal funding sources in the CAPER include the following HUD Programs: Community Development Block Grant (CDBG), HOME Investment Partnership (HOME) Program, Emergency Shelter Grant (ESG), Community Development Block Grant Recovery Act Funds (CDBG-R), and Homelessness Prevention and Rapid Re-Housing (HPRP). Local funding sources include Low- and Moderate-Income Housing Fund (LMIHF) and Quiet Home Program funds.

STAFF MEMBER PRESENTING: Brent Schultz, Housing & Neighborhood Revitalization Director

Prepared by: Jamie Richardson
Department: Housing

City Manager
Approval: 

Submitted to Council/O.R.A./O.H.A. 09/20/2011

Approved: _____

Continued to: _____

Denied: _____

12

Listed below are key housing and community development projects discussed in the CAPER:

- The City expended approximately \$2.4 million to implement ten (10) infrastructure and community facility activities and two (2) public service activities under the Community Development Strategy. The major projects within this strategy include, but are not limited to, the following: Energy Efficient Lighting, Water Conservation, COPS Program, and YMCA Child Care Subsidies.
- More than \$11 million was expended to implement twenty-six (26) housing programs within Ontario as part of the Housing Strategy. The major projects within this strategy include, but are not limited to the following: Ontario CARES, Quiet Home Program, and the City Center Senior Apartments.
- Over \$780,000 was expended as part of the Homeless Strategy to implement ten (10) activities. The major projects within this strategy include programs to provide services for homeless individuals such as Assisi House and Aftercare Services Program, Mercy House Center Ontario, SOVA Hunger Program, predevelopment for the Mercy House Homeless Outreach Service Center, Services for Battered Women and Children, Foothill Family Shelter, and the Homelessness Prevention and Rapid Re-Housing Program.

Attached is the Executive Summary of the CAPER for FY 2010-11. The Executive Summary highlights expenditures and accomplishments for all CDBG, HOME and ESG funded activities undertaken to address strategies identifies within the Five-Year Consolidated Plan and the One-Year Action Plan, adopted by City Council on May 4, 2010.

The CAPER for FY 2010-2011 has been available for public review from September 2, 2011 through September 19, 2011. To date, no comments have been received.

Subsequent to City Council approval of the CAPER, staff will submit the final report to HUD. The deadline to submit the CAPER to HUD is September 28, 2011 (90 days after the end of the fiscal year).