

**ONTARIO CITY COUNCIL
ONTARIO HOUSING AUTHORITY
ONTARIO REDEVELOPMENT AGENCY**

**MINUTES
SEPTEMBER 20 2011**

JOINT MEETINGS

Regular meetings of the Ontario City Council, Ontario Housing Authority and Ontario Redevelopment Agency were held on Tuesday, September 20, 2011, at the Ontario City Hall, 303 East B Street, Ontario, California.

CALL TO ORDER

The Mayor called the City Council/ Housing Authority/ Redevelopment Agency meetings to order at 6:33 p.m., and requested the City Clerk to call the roll.

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

ABSENT: None

Also present were City Manager/Executive Director Chris Hughes, City Attorney John Brown and City Clerk/ Secretary Mary E. Wirtes.

The Pledge of Allegiance was led by Council Member Wapner.

The Invocation was offered by *Pastor Lily Villamin*, First United Methodist Church.

PUBLIC COMMENT

Brandon Blanchard, Board Member for Chino Valley Unified School District, reported on the success of the Principal for a Day Program and thanked Mayor pro Tem Dorst-Porada for attending the State of the District meeting on Saturday. Mr. Blanchard also thanked the men and women in uniform, our public safety officers, for their work in the community. Mr. Blanchard then reported the school district's attendance which is currently at 96.61% and their graduation rate is at 93%.

AGENCY REVIEW/ ANNOUNCEMENTS

City Manager Hughes advised Council Members there were no announcements.

JOINT AGENCIES CONSENT CALENDAR

MOTION: Moved by Council Member Bowman, seconded by Council Member Mautz, the Joint Agencies approved the following Consent Calendar items as recommended.

1. APPROVAL OF MINUTES

Approved Minutes for the regular meetings of the City Council, Housing Authority and Redevelopment Agency dated August 16, 2011, as on file in the Records Management Department.

2. BILLS/ PAYROLL

Approved Bills in the amount of \$20,130,031.72, from July 17, 2011 through July 30, 2011; and Payroll in the amount of \$2,418,979.75, from 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

City Council approved a Resolution and authorized 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 extended and made 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. 2011-056 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

City Council authorized the City Manager to execute a three-year professional services agreement with RH Consulting of La Quinta, CA, 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 to assist 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

City Council adopted a Resolution approving the application for grant funds through the Statewide Park Development and Community Revitalization Act of 2008 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. 2011-057 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

City Council authorized the City Manager to execute an amendment to the five-year License Agreement between the City 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.

City Council approved the plans and specifications, and awarded a construction contract to All American Asphalt, Inc. of Corona, CA, in the amount of \$1,475,000 plus a fifteen (15%) percent contingency of \$221,250 for a total of \$1,696,250; and authorized the City Manager to execute said contract and related documents. They also authorized filing a Notice of Completion at the conclusion of all construction activities related to 2011 New Model Colony Pavement Rehabilitation that 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

City Council adopted a Resolution approving an Improvement Agreement, Improvement Security and Final Tract Map No. 18790 for property located west of Edenglen Avenue and south of Riverside Drive, within the Edenglen Specific Plan Area.

RESOLUTION NO. 2011-058 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

City Council awarded Bid No. 119 to Theodore Robins Ford located in Costa Mesa, CA, 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

City Council authorized the City Manager to execute a professional services agreement with KTU+A of San Diego, CA, to prepare the Holt Boulevard Mobility and Streetscape Strategic Plan in an amount not-to-exceed \$222,000.

MOTION UNANIMOUSLY CARRIED. The Mayor/ Chairman declared Resolution Nos. 2011-056, 2011-057 and 2011-058 duly passed and adopted.

END OF JOINT CONSENT CALENDAR

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

City Council adopted 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 was duly given and affidavits of compliance are on file in the Records Management Department.

There were no written communications, and no one requesting to be heard, the Mayor closed the public hearing.

RESOLUTION NO. 2011-059 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.

MOTION: Moved by Mayor pro Tem Dorst-Porada and seconded by Council Member Bowman to adopt said Resolution No. 2011-059.

At Mayor pro Tem Dorst-Porada's request, Planning Director Blum said the owners of this property are present in the Chambers and gave a historical presentation of the property noting its Mediterranean Revival architecture and period-specific features in the home. He said the Planning Commission recommends approval of the designation at the Historic Structure Tier II level.

Director Blum then gave a presentation showing the James A. Finely House on Sixth Street west of Euclid Avenue and north of the Armsley Historic District for which Donald Beachkirby was the architect. Mr. Blum indicated recognition of this home was previously given by the City Council at the regular meeting held on August 16, 2011, at which time it was designated Historic Landmark No. 88, however the property owner was not able to attend that meeting. He proceeded to present an overview of the home and its features noting the landscaping with historic citrus trees. The James A. Finely Home was also designated at the Historic Structure Tier II level.

Mayor pro Tem Dorst-Porada said both homes are fine examples of historic preservation and noted the improvements were made in character with the homes. She thanked the owners for purchasing them and retaining the original architecture.

The **motion** to approve Resolution No. 2011-059 carried unanimously.

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

City Council conducted a public hearing to receive testimony on the draft Consolidated Annual Performance Evaluation Report (CAPER) for the 2010-11 Fiscal Year; directed staff to prepare and transmit to the U.S. Department of Housing and Urban Development (HUD) the final CAPER, that will address all public comments received on the draft CAPER; and authorized the City Manager to execute any and all documents necessary and/or desirable to transmit the CAPER to HUD.

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

There were no written communications, and no one requesting to be heard, the Mayor closed the public hearing.

MOTION: Moved by Council Member Mautz, seconded by Council Member Bowman and unanimously carried to authorize the City Manager to execute necessary documentation to transmit the CAPER to HUD.

COUNCIL/ STAFF COMMENT

Mayor pro Tem Dorst-Porada thanked the Fire and Police Departments for escorting a 9-11 memorial and fire truck exhibit through our city on its way for a public display commemorating 9/11. She also thanked the Chamber of Commerce for their partnership with the City in retaining businesses in the community, and for the efforts each month to encourage and assist local businesses. Ms. Dorst-Porada noted that she had accompanied them on their recent business visits and described the benefits. Mayor pro Tem Dorst-Porada requested a report at a future meeting to inform the community and staff about these efforts. Ms. Dorst-Porada also noted the Art Walk last Saturday night and indicated that the event is growing and getting better. She encouraged the public to attend the next event scheduled for November 19, 2011, from 6 to 9 p.m.

Mayor Leon said he was sorry to have missed Fiestas Patrias indicating Mayor Dorst-Porada represented the City. He congratulated the Hispanic Chamber of Commerce for a great event. Mr. Leon then told of meeting Robert Lynn Nelson, a seascape artist, who is from Ontario having attended Chaffey High School and lived in the City most of his life. Mayor Leon said the artist has a painting in the Reagan Library and at the White House. He said Mr. Nelson is currently in Hawaii and is coming to the mainland. Mr. Leon would like to introduce him to the community at a future meeting.

ADJOURNMENT

No further business to come before the Joint Agencies, the Mayor adjourned the meetings at 7:00 p.m. and indicated the next regular meeting will be held on October 4, 2011.

Respectfully submitted,



MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/ CHAIRMAN