

**ONTARIO CITY COUNCIL  
ONTARIO HOUSING AUTHORITY  
MINUTES  
October 16, 2012**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council and Ontario Housing Authority were held on Tuesday, October 16, 2012, at the Ontario City Hall, 303 East B Street, Ontario, CA.

**CLOSED SESSION**

The Mayor called the City Council/ Housing Authority meetings to order at 6:01 p.m., and inquired whether persons were present who wished to speak to a Closed Session item. Hearing none, he advised that all Members were present and thereupon adjourned to Closed Session for discussion as follows:

- GC 54956.9 (a), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *Inland Oversight Committee vs. City of Ontario, Case No. EDCV 12-00178-PA(OPx)*.
- GC 54956.9 (a), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: *Ontario Mountain Village Association vs. City of Ontario, Case No. CIVRS1110506*.
- GC 54956.9 (b), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: *1 Case*.
- GC 54956.9 (b), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: *One (1) or more cases: City of Los Angeles/Los Angeles World Airports (LAWA)*.

**CALL TO ORDER**

The Mayor called the City Council/ Housing Authority meetings to order at 6:36 p.m., and requested the City Clerk to call the roll.

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

**ABSENT:** None

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

## **CLOSED SESSION REPORT**

City Attorney Brown advised that matters on the Closed Session agenda were considered; and no reportable action was taken.

The Pledge of Allegiance was led by Boy Scouts from Troop 319, under the leadership of Scoutmaster Francisco Villalobos.

The City Council observed a moment of silent reflection.

## **AGENCY REVIEW/ ANNOUNCEMENTS**

City Manager Hughes advised Council Members there were amended exhibits to Agenda Item #5.

## **PUBLIC COMMENT**

*Connie Uhalley*, Docent at the Ontario Museum of History and Art, announced that the Museum is currently recruiting for the Docent Program and will be accepting applications through December 2, 2012. She added that an informational session is scheduled for 10:00 a.m. on November 14<sup>th</sup> at the Museum. She said further information may be obtained by calling 395-2510 and applications are available on the museum web site.

*Ryan Lewis*, President of the Ontario Firefighters Association, announced that a fundraiser will be held from October 21 to October 27 to encourage cancer awareness and in memory of Richard “Chip” Smith, Battalion Chief, who died of cancer. Pink T-shirts are being sold for \$20 each in support of San Antonio Community Hospital Cancer Center, and Ontario firefighters are overwhelming in their support and hope to expand wearing the shirts throughout the City staff. The movement is endorsed by the International Association of Firefighters (IAFF).

*Kenny Coble* wished Mayor Leon a “Happy Birthday” and said he would like to know more about Ontario. He noted he and his family have played ice hockey in Ontario, his family has four generations who enjoyed food at Vince’s Spaghetti, his uncle was a fire and police captain in Ontario, and he is currently a Planning Commissioner in the City of Pomona. Mr. Coble made reference to a press release regarding relocation of a local elected official’s business office out of Ontario, stating that more work is needed to improve Ontario’s image in the press by carving out the use of negative language to describe the City.

*Max Castillo, Javier Hernandez, Fernando Romero, Benjamin Wood, Mario Castillo and Christopher Gutierrez* addressed Council Members with reference to vehicle checkpoints in Ontario. They maintained that such checkpoints cause drivers to avoid driving down the streets, cause unlicensed drivers to lose their cars, do not provide enough advance signage or notice and they referenced the *Ingersoll vs Palmer* case, suggested tow operators are in collusion with the police and are in violation of AB353

regarding the right to have a licensed driver pick them up. Many represented the Inland Empire Immigrant Youth Coalition. They alleged that the police department is engaging in illegal actions and specifically referenced a checkpoint at Holt Boulevard and Euclid Avenue where officers did not assist those who had someone who could pick them up. Mr. Wood indicated he has been studying this problem for six years; and AB 353 which was signed into law at the beginning of the year. Mr. Wood alleged he was threatened personally on Friday, August 10<sup>th</sup> with respect to his monitoring of the checkpoint process in Ontario. After quoting from a portion of the legislation, he left the information with the City Clerk. Mr. Castillo speaking through a translator added the law provides that victims have 30 minutes to receive help and indicated it is not being followed. The group requested City Council provide guidelines for administration of the law in Ontario.

Mayor Leon thanked those who participated for their conduct during the meeting and reminded them that the community also needs to follow existing laws. He encouraged everybody to have the necessary license to drive and insurance for their vehicles.

## **JOINT AGENCIES CONSENT CALENDAR**

**MOTION:** Moved by Mayor pro Tem Mautz, seconded by Council Member Bowman, 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 and Housing Authority dated September 18, 2012, as on file in the Records Management Department.

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

Approved Bills in the amount of \$8,896,873.20, from September 9 through September 22, 2012; and Payroll in the amount of \$2,364,174.07, from September 9 through 22, 2012, when audited by the Finance Committee.

### **3. DESIGNATION OF VOTING DELEGATE FOR THE NATIONAL LEAGUE OF CITIES' ANNUAL BUSINESS MEETING**

City Council designated Council Member Alan Wapner as the City's voting delegate for the National League of Cities Annual Business Meeting scheduled for December 1, 2012.

### **4. A RESOLUTION APPROVING THE MEASURE I 2013/2014 THROUGH 2017/2018 FIVE-YEAR CAPITAL PROJECTS' NEEDS ANALYSIS**

City Council adopted a Resolution approving the 2013/2014 through 2017/2018 Measure I Five-Year Capital Projects' Needs Analysis and authorized the City Manager to approve minor changes to the plan as may be required by the City and the San Bernardino Associated Governments.

**RESOLUTION NO. 2012-081** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING THE MEASURE I 2013/2014 THROUGH 2017/2018 FIVE-YEAR CAPITAL PROJECTS' NEEDS ANALYSIS

**5. A RESOLUTION FOR PLACEMENT OF SPECIAL ASSESSMENTS ON COUNTY TAX ROLLS**

City Council adopted a Resolution for recovery of fees and costs incurred in abating property and dangerous building violations as administrative citations and civil penalties associated with property maintenance violations, and placing special assessments on San Bernardino County tax rolls.

**RESOLUTION NO. 2012-082** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING A REPORT REQUESTING THE PLACEMENT OF SPECIAL ASSESSMENTS ON PROPERTY TAX BILLS FOR CIVIL PENALTIES OR RECOVERY OF COSTS INCURRED FOR ABATEMENT OF VIOLATIONS OF CITY CODES AND ORDINANCES

**6. PUBLIC WORKS CONTRACTS FOR THE INSTALLATION AND RECONSTRUCTION OF SIDEWALKS, CURBS, GUTTERS, DRIVE APPROACHES AND WHEELCHAIR RAMPS/ C.J. CONCRETE CONSTRUCTION, INC.**

City Council authorized the City Manager to execute a three-year public works contract with C. J. Concrete Construction, Inc. of Santa Fe Springs, CA for Contract Bid No. 1112-7 and Solicitation #266 in the estimated annual amount of \$745,152; authorized the addition of future service areas; and authorized the option to extend the agreement for up to two additional years consistent with City Council-approved budgets.

**MOTION UNANIMOUSLY CARRIED.** The Mayor/ Chairman declared Resolution Nos. 2012-081 and 2012-082 duly passed and adopted.

**END OF JOINT CONSENT CALENDAR**

**COUNCIL/ STAFF COMMENT**

Council Member Dorst-Porada said that she and Mayor Leon had attended the Toyota Re-dedication and were really pleased to learn that Crown Toyota is #2 in sales in the nation. She also announced that Christmas on Euclid is coming up and the Kiwanis' web site has applications for vendors to participate. Council Member Dorst-Porada announced Ontario Heritage's event on November 19<sup>th</sup> that focuses on Ontario's past and will feature historical individuals who were involved in the community.

Council Member Bowman reported that the Ontario International Airport Authority held their first meeting on October 15<sup>th</sup>.

Council Member Bowman said he has been working with the City Council since 1986 and considers the current Council second to none in terms of stability.

Mayor Leon invited all to participate at Jay Littleton Field on Saturday, October 19 beginning at 8:00 a.m. for a community day which will clean up the field; noting lunch will be cooked by the Ontario Police Officers and Firefighters and the effort will be sponsored by Sam's Club and Niagra Bottling.

#### **ADJOURNMENT**

There being no further business to come before the joint agencies, the meetings were adjourned at 7:07 p.m. and the next regularly scheduled meeting will be held on Tuesday, November 6, 2012.

Respectfully submitted,



MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/ CHAIRMAN