

**ONTARIO CITY COUNCIL  
ONTARIO HOUSING AUTHORITY  
MINUTES  
JUNE 18, 2013**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council and Ontario Housing Authority were held on Tuesday, June 18, 2013, 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 6:02 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 (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*
- GC 54957.6, CONFERENCE WITH LABOR NEGOTIATOR: *Chris Hughes regarding American Federation of State, County and Municipal Employees; San Bernardino Public Employees Association; Confidential Group; Management Group; Department Heads; and Executive Management.*
- GC 54957, PUBLIC EMPLOYEE PERFORMANCE EVALUATION: Title: City Manager.

**CALL TO ORDER**

The Mayor called the City Council/ Housing Authority meetings to order at 6:37 p.m., and requested the City Clerk to call the roll.

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

**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 Mayor pro Tem Bowman.

The Invocation was offered by *Pastor Steve Marquedant*, Sovereign Grace Baptist Church.

### **CLOSED SESSION REPORT**

City Attorney Brown advised that Council Members took up the listed Closed Session items with the negotiator and no reportable action was taken.

### **PUBLIC COMMENT**

There was no one present who wished to speak under Public Comment.

### **AGENCY REVIEW/ ANNOUNCEMENTS**

City Manager Hughes advised Council Members that it was staff's recommendation that Agenda Item #11 – *Community Facilities District No. 21* be continued.

### **JOINT AGENCIES CONSENT CALENDAR**

**MOTION:** Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Bowman, the Joint Agencies approved the Consent Calendar items as recommended with removal of Agenda Item #11.

#### **1. BILLS/ PAYROLL**

Approved Bills in the amount of \$7,768,927.29, from May 5 through May 18, 2013; and Payroll in the amount of \$2,343,521.43, from May 5 through May 18, 2013, when audited by the Finance Committee.

#### **2. A RESOLUTION AUTHORIZING THE INITIATION OF IMPASSE APPEAL PROCEEDINGS WITH THE LOS ANGELES COUNTY AIRPORT LAND USE COMMISSION RELATING TO THE CITY OF LOS ANGELES' AND LOS ANGELES WORLD AIRPORTS' APPROVAL OF THE LOS ANGELES INTERNATIONAL AIRPORT SPECIFIC PLAN AMENDMENT STUDY PROJECT AND CERTIFICATION OF THE RELATED FINAL ENVIRONMENTAL IMPACT REPORT**

City Council adopted a Resolution authorizing the initiation of impasse appeal proceedings with the Los Angeles County Airport Land Use Commission relating to the City of Los Angeles and Los Angeles World Airports approval of the Los Angeles International Airport Specific Plan Amendment Study project and certification of the related Final Environmental Impact Report

**RESOLUTION NO. 2013-046** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE INITIATION OF IMPASSE APPEAL PROCEEDINGS WITH THE LOS ANGELES COUNTY AIRPORT LAND USE COMMISSION RELATING TO THE CITY OF LOS ANGELES' AND LOS ANGELES WORLD AIRPORTS' APPROVAL OF THE LOS ANGELES INTERNATIONAL AIRPORT SPECIFIC PLAN AMENDMENT STUDY PROJECT AND CERTIFICATION OF RELATED FINAL ENVIRONMENTAL IMPACT REPORT

**3. A PROFESSIONAL SERVICES AGREEMENT FOR EMPLOYEE SUPPORT AND COUNSELING SERVICES/ THE COUNSELING TEAM INTERNATIONAL**

City Council authorized the City Manager to execute a three-year professional services agreement with The Counseling Team International, of San Bernardino, CA, for on-going employee support services with an estimated annual cost of \$80,000; and authorized extension of the agreement for up to two one-year periods under the same terms and conditions and subject to City Council-approved budgets.

**4. A RESOLUTION SUPPORTING THE RENEWAL, EXPANSION, RENAMING, AND ADMINISTRATION OF THE SAN BERNARDINO COUNTY RECYCLING MARKET DEVELOPMENT ZONE**

City Council adopted a Resolution supporting the renewal, expansion, renaming, and administration of the San Bernardino County Recycling Market Development Zone; inclusion of the City of Ontario into the expanded zone; and approval and adoption of the initial study and negative declaration.

**RESOLUTION NO. 2013-047** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, SUPPORTING THE RENEWAL, EXPANSION, RENAMING, AND ADMINISTRATION OF THE SAN BERNARDINO COUNTY RECYCLING MARKET DEVELOPMENT ZONE AND THE APPROVAL AND ADOPTION OF THE INITIAL STUDY AND NEGATIVE DECLARATION

**5. PROFESSIONAL SERVICES AGREEMENT TO MAINTAIN THE CITY'S TRAFFIC SIGNALS AND TRAFFIC SIGNAL SYSTEM/ SIEMENS INDUSTRY, INC.**

City Council approved a one-year professional services agreement with Siemens Industry, Inc. of Novato, CA, for an estimated annual amount of \$497,125; authorized the extension of the agreement for up to four additional one-year periods; and authorized the City Manager to execute said agreement and future amendments or extensions subject to City Council appropriations.

**6. ON-CALL BOARD-UP, LIGHT-GENERAL CONSTRUCTION AND LANDSCAPE MAINTENANCE SERVICES AGREEMENT/ BRAUGHTON CONSTRUCTION, INC.**

The City Council and Housing Authority Board authorized the City Manager/ Executive Director to execute a one-year On-call Board-up, Light-General Construction and Landscaping Maintenance Services Agreement with Braughton Construction, Inc., of Rancho Cucamonga, CA, at an annual estimated cost of \$285,000; and authorized extension of the agreement for up to two additional one-year terms subject to approved appropriations' budgets for the City and Housing Authority.

**7. A RESOLUTION ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 5 FOR FISCAL YEAR 2013-14**

City Council adopted a Resolution establishing the annual special tax within Community Facilities District No. 5 for Fiscal Year 2013-14.

**RESOLUTION NO. 2013-048** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 5 (FREEWAY INTERCHANGE PROJECT), ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 5 FOR FISCAL YEAR 2013-14

**8. A RESOLUTION ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 9 (EDENGLLEN) FOR FISCAL YEAR 2013-14**

City Council adopted a Resolution establishing the annual special tax within Community Facilities District No. 9 (Edenglen) for Fiscal Year 2013-14.

**RESOLUTION NO. 2013-049** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 9 (EDENGLLEN), ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 9 FOR FISCAL YEAR 2013-14

**9. A RESOLUTION ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 10 FOR FISCAL YEAR 2013-14**

City Council adopted a Resolution establishing the annual special tax within Community Facilities District No. 10 for Fiscal Year 2013-14.

**RESOLUTION NO. 2013-050** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO.10 (ONTARIO AIRPORT TOWERS), ESTABLISHING THE ANNUAL SERVICES SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 10 FOR FISCAL YEAR 2013-14

**10. A RESOLUTION ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 13 FOR FISCAL YEAR 2013-14**

City Council adopted a Resolution establishing the annual special tax within Community Facilities District No. 13 for Fiscal Year 2013-14.

**RESOLUTION NO. 2013-051** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO.13 (CALIFORNIA COMMERCE CENTER – PHASE IV), ESTABLISHING THE ANNUAL SPECIAL TAX FOR COMMUNITY FACILITIES DISTRICT NO. 13 FOR FISCAL YEAR 2013-14

**11. A RESOLUTION OF INTENT TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 21 OF THE CITY OF ONTARIO (PARKSIDE) AND AUTHORIZE THE LEVY OF SPECIAL TAXES.**

Agenda Item #11 was continued as recommended by staff.

**12. ANNUAL LEVY OF ASSESSMENTS WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2, 3 AND 4 FOR FISCAL YEAR 2013-14**

City Council adopted Resolutions pertaining to the levy of assessments within Ontario Parkway Maintenance Assessment Districts (OPMAD) No. 1, 2, 3 and 4:

- (A) A Resolution initiating proceedings and ordering the preparation of an Engineer's Report for each district relating to the annual levy of assessments, and
- (B) A Resolution giving preliminary approval of the Engineer's Reports, and
- (C) Resolutions declaring the City's intention to levy the special assessments for Fiscal Year 2013-14 and setting the date of July 16, 2013 as a Public Hearing for each district in accordance with the Landscaping and Lighting Act of 1972.

**RESOLUTION NO. 2013-053** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE PREPARATION OF THE ASSESSMENT ENGINEER'S REPORTS PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, FOR PROCEEDINGS FOR THE ANNUAL ASSESSMENT LEVY WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2, 3 AND 4 FOR FISCAL YEAR 2013-2014

**RESOLUTION NO. 2013-054** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE ASSESSMENT ENGINEER'S REPORTS FOR THE ANNUAL LEVY OF ASSESSMENTS WITHIN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2, 3 AND 4 FOR FISCAL YEAR 2013-2014

**RESOLUTION NO. 2013-055** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2013-2014 IN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICTS NO. 1, 2 AND 3, PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON

**RESOLUTION NO. 2013-056** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2013-2014 IN ONTARIO PARKWAY MAINTENANCE ASSESSMENT DISTRICT NO. 4, PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON

**13. ANNUAL LEVY OF ASSESSMENTS WITHIN STREET LIGHTING MAINTENANCE DISTRICTS NO. 1 AND 2 FOR FISCAL YEAR 2013-14**

City Council adopted Resolutions pertaining to the levy of assessments within Street Lighting Maintenance Districts No. 1 and 2:

- (A) A Resolution initiating proceedings and ordering the preparation of an Engineer's Report for each district relating to the annual levy of assessments, and
- (B) A Resolution giving preliminary approval of the Engineer's Reports, and

- (C) Resolutions declaring the City's intention to levy the special assessments for Fiscal Year 2013-14 and setting the date of July 16, 2013 as a Public Hearing for each district in accordance with the Landscaping and Lighting Act of 1972.

**RESOLUTION NO. 2013-057** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ORDERING THE PREPARATION OF THE ASSESSMENT ENGINEER'S REPORTS PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, FOR PROCEEDINGS FOR THE ANNUAL ASSESSMENT LEVY WITHIN ONTARIO STREET LIGHTING MAINTENANCE DISTRICTS NO. 1 AND NO. 2 FOR FISCAL YEAR 2013-2014

**RESOLUTION NO. 2013-058** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING THE ASSESSMENT ENGINEER'S REPORTS FOR THE ANNUAL LEVY OF ASSESSMENTS WITHIN ONTARIO STREET LIGHTING MAINTENANCE DISTRICTS NO. 1 AND NO. 2 FOR FISCAL YEAR 2013-2014

**RESOLUTION NO. 2013-059** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2013-2014 IN ONTARIO STREET LIGHTING MAINTENANCE DISTRICT NO. 1 PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON

**RESOLUTION NO. 2013-060** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DECLARING ITS INTENTION TO PROVIDE FOR AN ANNUAL LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2013-2014 IN ONTARIO STREET LIGHTING MAINTENANCE DISTRICT NO. 2, PURSUANT TO THE PROVISIONS OF DIVISION 15, PART 2, OF THE STREETS AND HIGHWAYS CODE OF THE STATE OF CALIFORNIA, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON

14. **AMENDMENT TO THE AGREEMENT WITH ALL CITY MANAGEMENT SERVICES, INC. FOR CROSSING GUARD SERVICES/ALL CITY MANAGEMENT SERVICES, INC.**

City Council authorized the City Manager to execute an amendment to the existing Professional Services Agreement with All City Management Services, Inc., of Santa Fe Springs, CA extending the agreement for three years at an estimated annual cost of \$261,599; authorized future extensions based upon

mutual consent and agreement on terms; and authorized the City Manager to modify service locations on an as-needed basis consistent with City Council-approved budgets.

**15. STATE OF CALIFORNIA OFFICE OF TRAFFIC SAFETY AND DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL GRANT PROGRAMS**

City Council authorized the City Manager to execute grant documents to accept two 12-month grants totaling \$142,500 to assist in funding multi-agency task force operations and overtime enforcement operations for the California Office of Traffic Safety and Alcoholic Beverage Control to address alcohol-related problems in the community.

**16. CONSTRUCTION CONTRACT FOR WATER MAIN IMPROVEMENTS AT EUCLID AVENUE, DEODAR STREET AND VARIOUS LOCATIONS/TK CONSTRUCTION**

City Council approved the plans and specifications, and authorized the City Manager to execute them for Water Main Improvements at Euclid Avenue, Deodar Street and Various Location Projects; awarded Contract No. UT1112-07 to TK Construction of San Bernardino, CA, in the amount \$1,407,486 plus a 15% contingency (\$211,123) fee for a total of \$1,618,609; and authorized the filing of a Notice of Completion at the conclusion of construction activities related to the project.

**17. A RESOLUTION APPROVING AN APPLICATION FOR THE USED OIL PAYMENT PROGRAM CYCLE 4 (FISCAL YEAR 2013-14) FROM THE DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE)**

City Council adopted a Resolution approving an application for the Used Oil Payment Program Cycle 4 (Fiscal Year 2013-14) to the State of California Department of Resources Recycling and Recovery, and authorized the City Manager or his designee to execute all necessary documents for participation in the program.

**RESOLUTION NO. 2019-061** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING THE SUBMITTAL OF AN ANNUAL APPLICATION TO PARTICIPATE IN THE USED OIL PAYMENT PROGRAM CYCLE 4 (FISCAL YEAR 2013-14) FROM THE STATE OF CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CalRecycle).

**18. CONSTRUCTION CONTRACT FOR THE REPLACEMENT OF CONCRETE PARKING LOT LIGHT POLE FOUNDATIONS AND FIXTURES AT THE POLICE DEPARTMENT/ RYMAX ELECTRIC, INC.**

City Council awarded Contract No. MS 1213-6 to Rymax Electric, Inc., of Upland, CA in the amount of \$134,765 plus a 15% contingency fee of \$20,215 for a total of \$154,980 to replace concrete parking lot light pole foundations and fixtures at the Police Department; authorized the City Manager to execute said contract; and authorized filing a Notice of Completion at the conclusion of all construction activities.

**19. PURCHASE OF A REPLACEMENT POLICE VEHICLE /WONDRIES FLEET GROUP**

City Council authorized the purchase and delivery of one 2013 Chevrolet Tahoe Police Pursuit Vehicle from Wondries Fleet Group of Alhambra, CA, in an amount not-to-exceed \$32,992 under the Cooperative Purchase Provision of the Los Angeles County Sheriff's Department, Purchase Order No. PO-SH-13321655-1.

**MOTION UNANIMOUSLY CARRIED.** The Mayor/ Chairman declared Resolution Nos. 2013-046, 2013-047, 2013-048, 2013-049, 2013-050, 2013-051, 2013-053, 2013-054, 2013-055, 2013-056, 2013-057, 2013-058, 2013-059, 2013-060 and 2013-061 duly passed and adopted.

**END OF JOINT CONSENT CALENDAR**

**PUBLIC HEARINGS**

**20. A PUBLIC HEARING TO RECEIVE AND RESPOND TO PUBLIC COMMENTS ON THE REPORT ON THE CITY'S WATER QUALITY RELATIVE TO PUBLIC HEALTH GOALS**

City Council held a public hearing to receive and respond to public comments on the report of the City's Water Quality Relative to Public Health Goals in accordance with the Calderon-Sher Safe Drinking Water Act of 1996 and California Health and Safety Code Section 116470.

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 wishing to be heard, the Mayor closed the public hearing.

**MOTION:** Moved by Mayor pro Tem Bowman, seconded by Council Member Wapner, and unanimously approved to receive and file the report as submitted.

**21. A GENERAL PLAN AMENDMENT (FILE NO. PGPA 11-002) TO CHANGE THE LAND USE DESIGNATIONS ON CERTAIN PROPERTIES LOCATED THROUGHOUT THE CITY AND MODIFY THE FUTURE BUILDOUT TABLE TO BE CONSISTENT WITH THE LAND USE DESIGNATION CHANGES**

City Council held a public hearing to consider adoption of a Resolution approving an addendum to The Ontario Plan Environmental Impact Report (State Clearinghouse No. 2008101140) adopted by City Council on January 27, 2010. They adopted a Resolution approving General Plan Amendment File No. PGPA11-002 changing the land use designations of certain properties on the Official Land Use Plan (Policy Plan Exhibit LU-01) and modifying the Buildout Table (Policy Plan Exhibit and LU-03) to be consistent with the land use designation changes.

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 wishing to be heard, the Mayor closed the public hearing

**RESOLUTION NO. 2013-062** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING AN ADDENDUM TO THE ONTARIO PLAN ENVIRONMENTAL IMPACT REPORT FOR FILE NO. PGPA11-002, FOR WHICH AN INITIAL STUDY WAS PREPARED, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AS AMENDED, AND MAKING FINDINGS IN SUPPORT THEREOF

**RESOLUTION NO. 2013-063** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PGPA11-002, A GENERAL PLAN AMENDMENT TO REVISE THE LAND USE ELEMENT OF THE POLICY PLAN, FIGURE LU-01 OFFICIAL LAND USE PLAN AND FIGURE LU-03: FUTURE BUILDOUT, AND MAKING FINDINGS IN SUPPORT THEREOF – APNS: VARIOUS (SEE EXHIBIT A).

**MOTION:** Moved by Council Member Avila, seconded by Mayor pro Tem Bowman, and unanimously carried to adopt said Resolutions No. 2013-062 and No. 2013-063.

**22. AN ORDINANCE FOR A ZONE CHANGE (FILE NO. PZC12-003) TO CHANGE THE ZONING DESIGNATIONS ON CERTAIN PROPERTIES LOCATED THROUGHOUT THE CITY IN ORDER TO MAKE THE ZONING OF THE PROPERTIES CONSISTENT WITH THE LAND USE DESIGNATIONS OF THE POLICY PLAN (GENERAL PLAN) OF THE ONTARIO PLAN**

City Council held a public hearing to consider adoption of a Resolution approving an addendum to The Ontario Plan Environmental Impact Report analyzing the environmental effects of the Project, pursuant to State CEQA Guidelines section 15164; and to introduce and waive further reading of an Ordinance approving Zone Change File No. PZC12-003 to change the zoning designations on certain properties located throughout the City making the zoning of the properties consistent with the Policy Plan (General Plan) of The Ontario Plan land use designations for the properties.

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

There were no written communications.

*Kenneth Schlener*, resident of Ontario since 1979, said he is concerned about his ability to expand and develop on his property having been assured when he purchased it that such actions could result in noise suppression. He feels property owners should retain the freedom to choose how to use their land and questioned why property owners could not retain their R1 zoning designation.

*Randi Campbell*, Site SA 38, stated her agreement with the Planning Department's recommendation related to her property's historic designation. She said the current zoning recommendation will not increase but will decrease density in her neighborhood, and she prefers the historic designation which will preserve its cultural heritage.

Mayor Leon indicated that other councils have approved density increases that resulted in negative impacts to the neighborhoods, and he thanked Ms. Campbell for coming forward.

No one else requesting to be heard, the Mayor closed the public hearing.

**RESOLUTION NO. 2013-064** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ADOPTING AN ADDENDUM TO THE ONTARIO PLAN ENVIRONMENTAL IMPACT REPORT FOR FILE NO. PZC12-003, FOR WHICH AN INITIAL STUDY WAS PREPARED, ALL IN ACCORDANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AS AMENDED, AND MAKING FINDINGS IN SUPPORT THEREOF

**ORDINANCE NO. 2962** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PZC12-003, A CHANGE IN THE ZONING DESIGNATIONS FOR CERTAIN PROPERTIES IN THE CITY OF ONTARIO TO MAKE THE ZONING CONSISTENT WITH THE ONTARIO PLAN LAND USE DESIGNATIONS OF THE PROPERTIES, AND MAKING FINDINGS IN SUPPORT THEREOF – APNS: VARIOUS (SEE EXHIBIT A)

**MOTION:** Moved by Council Member Dorst-Porada, seconded by Mayor pro Tem Bowman, and unanimously carried to adopt said Resolution No. 2013-064, and to accept first reading and introduction of Ordinance No. 2962.

### **COUNCIL/ STAFF COMMENT**

Council Member Avila welcomed the City Clerk upon her return and wished her husband well. He said he had attended the re-dedication ceremonies of the City's renovated Whispering Lakes Golf Course; and enjoyed meeting Joe Montana, Rosie Grier and learning about the life of Deacon Jones and at this year's California Sports Hall of Fame induction ceremonies held at the Ontario Convention Center. He added that he is happy to see the police presence in the Council Chamber and expressed appreciation to the department for their leadership. Council Member Avila wished everyone a fine weekend.

Mayor pro Tem Bowman acknowledged the Whispering Lakes Golf Course's new clubhouse is fantastic and family oriented adding the opening was a good event and he appreciates staff's efforts.

Council Member Wapner reminded the community that the annual July 4th celebration is coming up and Council's next meeting will be held on July 2nd. Mr. Wapner added the July 4th event will include a parade on Euclid and concert at the bandstand, and a separate concert that evening with fireworks at Westwind Park. He reminded residents that all fireworks in the City are illegal and asked Fire Chief Clark to remind the public of the City's penalties.

Fire Chief Clark said he is happy to remind the public that all fireworks are illegal in Ontario and carries a \$1,000 fine. Police Chief Hopley added that dealing with fireworks is a team effort with the Police Department providing enforcement assistance to the Fire Department every year.

Council Member Dorst-Porada congratulated Ontario Heritage on a fantastic home tour and thanked the docents who conducted the tours. She said National Night Out will be held the first week of August; the Chaffey Community Art Museum will be opening from 2:00- 4:00 pm on Sunday, June 23rd at 217 South Lemon with the Dusty Shoes Tour and Ms. Porada added that 46 paintings from their permanent collection will be on display including work by Betty Davenport Ford and John Svenson.

Mayor Leon said the annual California Sports Hall of Fame induction ceremony at the Convention Center was a successful event at which 400 people attended to see the induction of John Robinson, diver Greg Louganis, Tony Gwynn and Luc Robitaille from the L.A. Kings. Mr. Leon said he would like to see the event get bigger each year, adding it is open to the public and well worth the money to meet the many athlete celebrities. Mayor Leon added the City of Ontario has many cultural and entertainment events going on including community concerts at the bandstand, the Huck Finn Jubilee festival at Cucamonga Guasti Regional Park, a Route 66 car show coming, and a professional theater group who will perform Les Miserables at Gardiner Springs Auditorium. He encouraged everybody to enjoy more of these events.

## ADJOURNMENT

No further business to come before the Joint meetings, the Mayor adjourned the meetings at 7:02 p.m. and advised the next regularly scheduled meeting will be held on July 2, 2013.

Respectfully submitted,



MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/ CHAIRMAN