

**ONTARIO CITY COUNCIL  
ONTARIO HOUSING AUTHORITY/  
ONTARIO PUBLIC FINANCING AUTHORITY  
MINUTES  
SEPTEMBER 3, 2013**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council, Ontario Housing Authority and Ontario Public Financing Authority were held on Tuesday, September 3, 2013 at the Ontario City Hall, 303 East B Street, Ontario, California.

**CLOSED SESSION**

The Mayor called the City Council/Housing Authority/Public Financing Authority meetings to order at 6:04 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)(2), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: 1 case
- 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

**CALL TO ORDER – OPEN SESSION**

The Mayor called the City Council/Housing Authority/Public Financing Authority meetings to order at 6:31 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/Legal Counsel John Brown and City Clerk/Secretary Mary E. Wirtes.

The Pledge of Allegiance was led by Council Member Wapner.

The Invocation was offered by *Associate Pastor Andy Shoemaker*, First Church of the Nazarene.

## **CLOSED SESSION REPORT**

City Attorney Brown indicated that all items to be considered in Closed Session were discussed and no reportable action was taken.

## **PUBLIC COMMENT**

*Rob Branson*, Ontario Soft Pitch Girls Coach, reported that his team participated in the recent games in San Diego but were eliminated after three games. He indicated they all had a good time and were happy to attend the California Games. He thanked Council Members for their support and commented on the improvements to Ontario's downtown area.

## **AGENDA REVIEW/ ANNOUNCEMENTS**

City Manager Hughes reported there were no modifications or announcements recommended for tonight's agenda.

## **JOINT AGENCIES CONSENT CALENDAR**

**MOTION:** Moved by Council Member Dorst-Porada, seconded by Council Member Avila, 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 Public Financing Authority on August 6, 2013, as on file in the Records Management Department.

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

Approved Bills in the amount of \$26,126,159.47, for the period from July 28, 2013 through August 10, 2013; and Payroll in the amount of \$2,408,556.87, for the period from July 28, 2013 through August 10, 2013 when audited by the Finance Committee.

**3. ENTERPRISE LICENSE AGREEMENT FOR GIS SOFTWARE/ESRI, INC.**

City Council authorized the City Manager to execute a three-year Enterprise License Agreement with ESRI, Inc., of Redlands, CA, in the amount of \$100,000 per year for Citywide GIS software.

**4. AN ORDINANCE APPROVING FILE NO. PDCA13-003, A DEVELOPMENT CODE AMENDMENT PREPARED PURSUANT TO THE STATE HOUSING ACCOUNTABILITY ACT AND SENATE BILL NO. 2, WHICH REVISES CERTAIN PROVISIONS OF TITLE 9 (DEVELOPMENT CODE), CHAPTER 1 (ZONING AND LAND USE REQUIREMENTS), OF THE ONTARIO MUNICIPAL CODE, INCLUDING REVISIONS TO ARTICLE 13 (LAND USE AND SPECIAL REQUIREMENTS), ESTABLISHING PROVISIONS FOR SUPPORTIVE HOUSING, TRANSITIONAL HOUSING, EMERGENCY SHELTERS, AND FARMWORKER HOUSING, AND THE ESTABLISHMENT OF ARTICLE 29 (EMERGENCY SHELTER OVERLAY DISTRICT), CREATING THE EMERGENCY SHELTER OVERLAY DISTRICT, AFFECTING APPROXIMATELY 36.05 ACRES OF LAND GENERALLY LOCATED ON THE NORTH SIDE OF MISSION BOULEVARD, BETWEEN BENSON AND MAGNOLIA AVENUES, WITHIN THE M3 (GENERAL INDUSTRIAL) AND C3 (COMMERCIAL SERVICE) ZONING DISTRICTS**

City Council took final action on an Ordinance amending certain provisions of Title 9, Chapter 1, of the Ontario Municipal Code, including revisions to Article 13 (Land Use and Special Requirements) and the establishment of Article 29 (Emergency Shelter Overlay District). Introduction and first reading of the Ordinance took place at a public hearing on August 20, 2013.

**ORDINANCE NO. 2965** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING FILE NO. PDCA13-003, A DEVELOPMENT CODE AMENDMENT PREPARED PURSUANT TO THE STATE HOUSING ACCOUNTABILITY ACT AND SENATE BILL NO. 2, WHICH REVISES CERTAIN PROVISIONS OF TITLE 9 (DEVELOPMENT CODE), CHAPTER 1 (ZONING AND LAND USE REQUIREMENTS), OF THE ONTARIO MUNICIPAL CODE, INCLUDING REVISIONS TO ARTICLE 13 (LAND USE AND SPECIAL REQUIREMENTS), ESTABLISHING PROVISIONS FOR SUPPORTIVE HOUSING, TRANSITIONAL HOUSING, EMERGENCY SHELTERS, AND FARMWORKER HOUSING, AND THE ESTABLISHMENT OF ARTICLE 29 (EMERGENCY SHELTER OVERLAY DISTRICT), CREATING THE EMERGENCY SHELTER OVERLAY DISTRICT, AFFECTING APPROXIMATELY 36.05 ACRES OF LAND GENERALLY LOCATED ON THE

NORTH SIDE OF MISSION BOULEVARD, BETWEEN BENSON AND MAGNOLIA AVENUES, WITHIN THE M3 (GENERAL INDUSTRIAL) AND C3 (COMMERCIAL SERVICE) ZONING DISTRICTS, AND MAKING FINDINGS IN SUPPORT THEREOF - APN: 1011-211-02, 03, 05, 06, 07, 09, 10 & 12 THROUGH 21; AND 1011-221-00 THROUGH 06, 08 THROUGH 13, 15, 16, 18, 19 & 20

**5. AN ORDINANCE LEVYING SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 21 OF THE CITY OF ONTARIO (PARKSIDE)**

City Council took final action in the formation of Community Facilities District No. 21 of the City of Ontario (Parkside) by adopting an Ordinance authorizing the levy of special taxes within the District. Introduction and first reading of the Ordinance took place at a public hearing on August 20, 2013.

**ORDINANCE NO. 2966** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, LEVYING SPECIAL TAXES WITHIN THE COMMUNITY FACILITIES DISTRICT NO. 21 OF THE CITY OF ONTARIO (PARKSIDE)

**MOTION UNANIMOUSLY CARRIED.** The Mayor declared Ordinance Nos. 2965 and 2966 duly passed and adopted by a unanimous vote.

**END OF JOINT CONSENT CALENDAR**

**COUNCIL/ STAFF COMMENT**

Council Member Dorst-Porada announced upcoming events including 1) the Grand Opening of the third museum in Ontario, Chaffey Community Art Museum, at 2:00 p.m. on September 15, 2013; 2) the Art Walk on September 21, 2013; and 3) the Route 66 Cruising Reunion on September 20-22, 2013, featuring 625 cars. She advised that information is available at [www.route66cruisinreunion.com](http://www.route66cruisinreunion.com). Ms. Dorst-Porada also noted that September is National Preparedness Month and encouraged residents to set aside seven days of food and water in the event of a disaster.

Council Member Wapner wished Jewish residents a Happy New Year, Rosh Hashanah, and Yom Kippur next week.

Mayor pro Tem Bowman applauded the Police Department for a fantastic job, adding that constructive reasoning may be needed regarding the proliferation of panhandlers at markets and shopping centers, noting he has been approached many times. He said

he does not feel their presence encourages consumers into businesses and it could become a safety issue. Mr. Bowman requested Council's concurrence to look at the existing code with respect to loitering and increasing its priority. Mayor pro Tem Bowman also called attention to the cleanliness of door handles on local federal buildings that could be considered a health issue. He suggested federal agencies offer alcohol wipes as are in use at markets.

Council Member Avila reported on his recent trip to Texas wherein he drove approximately 2,800 miles to attend the Federal Election Commission Conference and detailed the experiences encountered. He commented on the success of Diana Nyad, a 64-year old woman, who swam from Cuba to Florida without the help of a shark cage, ending her journey about 58 hours after beginning. He applauded her message, "You're never too old to chase your dream." Mr. Avila then commented on the forthcoming election for State Assembly.

Mayor Leon relayed his response when members of the public ask him who they should vote for, suggesting they do personal research and adding it is important to review each candidate's personal life and experience.

#### **ADJOURNMENT**

The Joint Meetings adjourned at 7:00 p.m., and Mayor Leon announced the next regularly scheduled meeting will be held on September 17, 2013.

Respectfully submitted,



MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:



PAUL S. LEON, MAYOR/ CHAIRMAN