

**MINUTES OF THE CITY COUNCIL  
OF THE CITY OF FONTANA  
REGULAR MEETING  
FEBRUARY 26, 2008**

A workshop of the Fontana City Council was held on Tuesday, February 26, 2008, in the Executive Conference Room, 8353 Sierra Avenue, Fontana, CA. Council Member Roberts called the meeting to order at 5:01 p.m.

**ROLL CALL:** Present: Mayor Pro Tem Warren (arrived at 5:10 p.m.), ROLL CALL  
Council Members Roberts, Rutherford  
and Scialdone

Absent: Mayor Nuaimi

Principal Planner Craig Bruorton, and Assistant Planner Shawnika Johnson, gave a presentation regarding the Southwest Industrial Park Specific Plan. SWIP

Leonard Hernandez, and Helen Fisher, with the San Bernardino County Library gave a presentation. LIBRARY

Following agenda review and City Manager comments, the workshop adjourned at 5:54 p.m. to the Closed Session.

The Regular Meeting of the City of Fontana City Council was held on Tuesday, February 26, 2008 in the City of Fontana Council Chambers, 8353 Sierra Avenue, Fontana, CA. Mayor Pro Tem Warren called the meeting to order at 7:07 p.m.

**ROLL CALL:** Present: Mayor Pro Tem Warren, Council Members ROLL CALL  
Roberts, Rutherford, and Scialdone

Absent: Mayor Nuaimi

Following the Invocation by Council Member Roberts, the Pledge of Allegiance was led by Mayor Pro Tem Warren.

The City Attorney announced they met in Closed Session to discuss: C S

CONFERENCE WITH LEGAL COUNSEL PURSUANT TO  
GOVERNMENT CODE SECTION 54956.95  
Claim No. 2005-127; Burger vs. City of Fontana

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
PURSUANT TO GOVERNMENT CODE SECTION 54956.9  
Name of Parties: City of Fontana vs. Joe & Erma Diaz  
Case No. SCVSS 141756

There was no reportable action on the first item, but the City Council approved a settlement agreement on the second item affirming the settlement agreement approved by the Superior Court and the Diaz's.

The following Special Presentation was received: S P

The Joanne Coccia Lodge #2553 – Order of Sons of Italy of America made a check presentation to the Fontana Library Foundation, accepted by Larry Clark, Larry Meyer, Carole Lee, and Linda Young.

The following Public Communications were received: P C

David Pulido, Fontana Chamber of Commerce, 8491 Sierra, spoke regarding the Fontana Military Banner Program. MILITARY BANNERS

Luz Chavez, and Rosy Gaspar, 6236 Goldendale Way, spoke regarding the “Lock of Funds for Kinship Program”. KINSHIP PROGRAM

Kathy Binks, Board Member; Larry Elwell, Principal of Date Elementary; and Ken DeCroo, Principal of Citrus High School; and, Luis A. Vaquera, Superintendent Advisory Committee; Fontana Unified School District, spoke regarding an Alcohol Free Zone Resolution. ALCOHOL FREE ZONE

Patricia Milligan, 9407 Acacia Street, spoke regarding Fontana happenings. FONTANA

Chaplain Gerald Fogelson, American Legion 262, 7738 Newport, spoke of the “4 Chaplains Series” Program at the VFW Hall. 4 CHAPLAINS

Tony Orlich, Randall Avenue spoke of Campaign Funding. CAMP. FUNDING

Joe Diaz, 14129 Foothill Boulevard, spoke regarding the Closed Session Item Two. C S ITEM 2

**ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Roberts, approving Consent Calendar Items “A-L” as follows: C C

A. Adopting **Ordinance No. 1572**, approving Specific Plan Amendment No. 07-02 to amend the Southwest Industrial Park Specific Plan to change the maximum lot coverage to 60 percent for the Light Industrial (M-1) and Medium Industrial (M-2) Zoning Districts for one or more parcels with a combined area of five gross acres or more. ADPT ORD 1572 SWIP AMEND 07-02

B. Awarding bid and authorizing the City Manager to enter into a contract agreement with Alfred Signs for a two year period AWARD BID ALFRED SIGNS

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renewable for three additional one-year increments at the City's discretion.

- C. (1) Authorizing the Purchasing Division to "piggy back" off the National Joint Powers Alliance (NJPA) Contract #011707 for Steelcase Furniture. FURNITURE PURCH. HERITAGE C CTR
- (2) Authorizing the Purchasing Division to purchase furniture for the Heritage Community Center in the amount of \$235,148.17 and authorizing a 10% contingency in the amount of \$23,515.
- (3) Designating Tangram Interiors as the installing dealer for Steelcase.
- D. Accepting final maps for Tract No.'s 18137, 18260 and 18261 located north of Baseline Avenue and west of Oleander Avenue; accepting as public all dedicated streets and easements; and authorizing the City Manager to enter into a subdivision agreement with the subdivider. ACCP T MAPS 18137, 18260, 18261
- E. Authorizing the City Manager to execute Amendment No. 1 to the Engineering Services Agreement with Parsons Engineering in the amount of \$2,471, 807 to provide construction phase design services, federal funding support, and additional services related to right-of-way and design of the Cypress Avenue Overcrossing at the I-10 Freeway. AMEND #1 PARSONS
- F. Accepting final map for Tract No. 16378 located west of Catawba Avenue and north of Randall Avenue; accepting as public all dedicated streets and easements; and authorizing the City Manager to enter into a subdivision agreement with the subdivider. MAP TR 16378
- G. Authorizing the City Manager to execute a contractual services agreement with Eonolite Traffic Engineering and Maintenance, Inc., to provide signal maintenance and repair services for a period of one year, extendable for three additional one-year terms at the discretion of the City. AGREE EONOLITE TRFC ENG.
- H. (1) Adopting **Resolution No. 2008-12**, declaring intention to annex territory to Community Facilities District No. 6 of the City of Fontana and adopting a map of the area proposed to be annexed thereto (Annexation No. 1), located south of Highland Avenue and east of Hemlock Avenue. ADPT RES 08-12 CFD #6
- (2) Setting the public hearing for April 8, 2008, for the formation of the District and calling the special election for April 8, 2008.
- I. Adopting **Resolution No. 2008-13**, approving execution of a cooperative agreement with the State of California Department of ADPT RES 08-13 CALTRANS

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Transportation (Caltrans) for the final design of the I-15/Duncan Canyon Interchange Project Agreement No. 08-1327.

- J. (1) Accepting as complete the subdivision improvement in Tract No.'s 16427-1, 16427-2 and 16427-5, located within Citrus Heights South Specific Plan. ADPT RES 08-14 16427-1, 16427-2 16427-5
- (2) Adopting **Resolution No. 2008-14**, accepting sewers in Tract No.'s 16427-1, 16427-2 and 16427-5 as part of the City sewer system.
- K. (1) Accepting as complete and authorizing the Interim Public Works Director to execute and file a notice of completion for Project SB-41-PW-07. (ADA Restroom VOH Pool Site Project). COMPLETE VOH POOL SITE
- (2) Approving the final construction amount of \$488,903.83.
- (3) Approving the release of 10% retention upon satisfactory closure of the contract.
- L. Awarding a proposal in the amount of \$70,266.00 and authorizing and City Manager to enter into a contract with DataNet Solutions, Inc., for an Optical Storage Solution System and authorizing a 10% contingency in the amount of \$7,026.00. AWARD CONTR DATANET SOL.

Motion carried unanimously.

The Public hearing regarding user fees was continued to March 11, 2008. No one spoke in favor or opposition. PH-A CON'T FEES TO 3/11/08

**ACTION:** Motion was made by Council Member Scialdone, seconded by Council Member Rutherford, continuing the public hearing regarding User Fees for City Services to March 11, 2008. Motion carried unanimously.

Staff presentation was given regarding the Fiscal Year 2007/2008 Mid-Year Budget Status Report. NB-A BUDGET

**ACTION:** Motion was made by Council Member Roberts, seconded by Council Member Scialdone, (1) approving the recommended mid-year budget changes listed in the Mid Year Budget Status Report for Fiscal Year 2007/2008; (2) approving the recommended Budget Development Guidelines for Fiscal Year 2006/2009; (3) adopting **Resolution No. 2008-15**, adopting the classifications and salary range for Purchasing Supervisor; Telecommunications Specialist; Systems/Network Specialist; Public Safety Systems Specialist and Code Enforcement Technician; and (4) waiving further reading of and introducing **Ordinance No. 1513**, rescinding Chapter 10, Article I, Section 10-03 of the Fontana Municipal Code regulating transfers of funds, and appropriations. Motion carried unanimously.

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The following Elected Officials Communications were received:	E O C
Council Member Rutherford reminded everyone of the Boys and Girls Club Basketball Tournament to be held on Thursday, March 6, 2008.	BOYS/GIRLS BASKETBALL TOURNAMENT
Council Member Scialdone memorialized Officer John Russell, and requested that this evening meeting be adjourned in memory of him.	OFF. JOHN RUSSELL
Council Member Scialdone informed the residents of the following upcoming events: Cruise night on March 7, 2008; and, the ground breaking for Fernandez Park on March 7, 2008.	CRUISE NIGHT FERNANDEZ PK
Council Member Scialdone congratulated Petco on their Grand Opening on February 16, 2008.	PETCO
Council Member Scialdone stated that we had a couple of very successful community meetings in Walnut and the central area of Fontana.	COMM. MTGS
Council Member Scialdone requested that staff bring back a resolution supporting Senator George Runner’s initiative regarding the Safe Neighborhood Act.	SAFE NEIGHBOR ACT
Council Members Roberts reported that he will be running for Congress in the 43 <sup>rd</sup> District.	CONGRESS
Council Member Roberts requested that this evening meeting be adjourned in memory of Assistant Chief Jerry Rahal.	ASST CF JERRY RAHAL
Mayor Pro Tem Warren stated that the Mayor is in Washington, D. C. with SANBAG.	MAYOR/SANBAG
Mayor Pro Tem Warren commended the Chamber for the military banners honoring the young people of Fontana serving our Country in the military.	MILITARY BANNERS
Mayor Pro Tem Warren reported that as part of the Consent Calendar this evening the Council had approved the purchase of furniture for the new Village of Heritage Community Center.	V OF H COMM. CTR FURNITURE
Mayor Pro Tem Warren stated that she had been humbled by the amount of people who participated in the Black History Month Event that was held at the Fontana Public Library. She thanked Leonard Hernandez and Helen Fisher for their presentation on the library programming at this evening’s workshop.	LIBRARY

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Council Member Scialdone requested staff look into and bring back to Council a report on how the City can help support the Fontana Unified School District's resolution for an alcohol free zone near schools.

ALCOHOL  
FREE ZONE

The City Council meeting adjourned by consensus, at 8:19 p.m. in memory of Officer John Russell and Assistant Chief Jerry Rahal to an Adjourned Regular Meeting on Friday, March 7, 2008 at 11:00 a.m. and then to the next Regular City Council Workshop on Tuesday, March 11, 2008 at 5:00 p.m. in the Executive Conference Room, and then to the regular City Council meeting at 7:00 p.m. in the City Hall Council Chambers, 8353 Sierra Avenue, Fontana, CA.

ADJOURN

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Orvene M. Steenbock  
City Clerk Assistant

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL  
ON THE 11<sup>th</sup> DAY OF MARCH 2008.

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Tonia Lewis  
City Clerk