

PUBLIC COMMUNICATIONS

P C

The following Public Communications were received:

Tony Orlich, Randall Avenue, spoke regarding media especially TV.

MEDIA

Council Member Rutherford left at 7:28 p.m. and returned at 7:29 p.m.

CONSENT CALENDAR

C C

A. Approving the minutes of the July 8, 2009, Regular City Council meeting.

MINUTES

B. (1) Adopting **Ordinance No. 1603**, approving the amendment to Chapter 32, Article I of the Fontana Municipal Code, regarding Wireless Telecommunication facilities.

ADPT ORD NOS.
1603 & 1604

(2) Adopting **Ordinance No. 1604**, approving an automatic twelve month extension of time for Administrative Site Plan (ASP), Design Review (DR), Minor Use Permit (MUP), and Conditional Use Permit (CUP) approvals and associated implementing approvals.

C. (1) Approving and accepting a grant in the amount of \$8,000 from Kaiser Foundation Hospital for use in the Healthy Fontana Program.

ACCPY GRANT
KAISER

(2) Authorizing the Community Services Director or his designee to sign all related grant documents for the term of the grant; and make purchases of supplies and/or equipment as outlined in the grant.

D. Approving renewal of Memorandum of Understanding between the Colton Joint Unified School District and the City of Fontana to operate three elementary grant funded after school programs; total grant funding in the amount of \$271,800; and authorizing the City Manager or his designee to sign the contract, all related documents and any amendments for the term of the contract.

APPRV RENWL
MOU CJUSD

E. Adopting **Resolution No. 2009-56**, directing the placement of rubbish charges on the property tax bills for collection.

ADPT RES 09-55
RUBBISH

F. Adopting **Resolution No. 2009-57**, directing the placement of sewer charges on the property tax bills for collection.

ADPT RES 09-56
SEWER

G. Adopting **Resolution No. 2009-58**, directing the placement of weed abatement charges on the property tax bills for collection.

ADPT RES 09-57
WEED ABTMNT

H. Adopting **Resolution No. 2009-59**, authorizing the levy of a special tax in Community Facilities District No. 1 (Southridge) for Fiscal Year 2009-2010.

ADPT RES 09-58
CFD 1 SOUTHRDG

CITY COUNCIL MINUTES

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- I. Adopting **Resolution No. 2009-60**, authorizing the levy of a special tax in Community Facilities District No. 2 (Village of Heritage) for Fiscal Year 2009-2010. ADPT RES 09-59
CFD 2 V OF HRTG
- J. Adopting **Resolution No. 2009-61**, authorizing the levy of a special tax in Community Facilities District No. 3 (Hunter's Ridge) for Fiscal Year 2009-2010. ADPT RES 09-60
CFD 3 HTRS RDG
- K. Adopting **Resolution No. 2009-62**, authorizing the levy of a special tax in Community Facilities District No. 4 (a portion of Walnut Village) for Fiscal Year 2009-2010. ADPT RES 09-61
CFD 4 WLNT VILL
- L. Adopting **Resolution No. 2009-63**, authorizing the levy of a special tax in Community Facilities District No. 7 (Country Club Estates) for Fiscal Year 2009-2010. ADPT RES 09-62
CFD 7 CNTRY CLB
- M. Adopting **Resolution No. 2009-64**, authorizing the levy of a special tax in Community Facilities District No. 11 (Heritage West End) for Fiscal Year 2009-2010. ADPT RES 09-63
CFD 11 HRTG W
- N. Adopting **Resolution No. 2009-65**, authorizing the levy of a special tax in Community Facilities District No. 12 (Sierra Lakes) for Fiscal Year 2009-2010. ADPT RES 09-64
CFD 12 SIERRA LAKES
- O. Adopting **Resolution No. 2009-66**, authorizing the levy of a special tax in Community Facilities District No. 22 (Sierra Hills South) for Fiscal Year 2009-2010. ADPT RES 09-65
CFD 22 SIERRA HILLS
- P. Adopting **Resolution No. 2009-67**, authorizing the levy of a special tax in Community Facilities District No. 31 (Citrus Heights North) for Fiscal Year 2009-2010. ADPT RES 09-66
CFD 31 CITRUS HGHTS N
- Q. Adopting **Resolution No. 2009-68**, authorizing the levy of a special tax in Community Facilities District No. 37 (Montelago) for Fiscal Year 2009-2010. ADPT RES 09-67
CFD 37 MNTLGO
- R. Adopting **Resolution No. 2009-69**, authorizing the levy of a special tax in Community Facilities Districts (Maintenance) for Fiscal Year 2009-2010. ADPT RES 09-68
CFD MAINT
- S. Accepting the Heritage Middle School Resource Officer Program Memorandum of Understanding between the Fontana Police Department and Etiwanda School District. MOU FPD/ESD
HERITAGE MS
- T. Accepting Second Amendment to Lease between Summit Heights Center and the City of Fontana. ACCPT AMEND 2
SUMMIT HGHTS

CITY COUNCIL MINUTES

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U. Adopting **Resolution No. 2009-70**, approving the Redevelopment Agency’s use of public funds for certain Sports Park Project work pursuant to Health and Safety Code Section 33445 and making certain findings with regard thereto.

ADPT RES 09-69
RDA FUNDS
SPORTS PK PRJ

ACTION: Motion was made by Council Member Roberts, seconded by Mayor Nuaimi, and carried with the following abstentions, Mayor Nuaimi abstaining on Consent Calendar Item “J”, Council Member Rutherford abstaining on Consent Calendar Item “M”, and Mayor Pro Tem Warren abstaining on Consent Calendar Item “I”, approving Consent Calendar Items “A-U”.

PUBLIC HEARINGS:

A.(1-5) Public hearing was opened regarding establishing Fiscal Year assessment rates for Landscape Maintenance Districts and Local Lighting Maintenance Districts. Staff presentation was given by Jeff Moriarty and Dawn Brooks. The hearing was closed.

LMD/LLMD
2009-2010
ASSMNT
ADPT RES
NOS 09-70
09-71, 09-72,
09-73, 09-74

1) **ACTION:** Motion was made by Council Member Rutherford, seconded by Mayor Pro Tem Warren, and carried unanimously, (1) adopting **Resolution No. 2009-71**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 1 (“LMD #1” throughout the City) for Fiscal Year 2009-2010.

Mayor Pro Tem Warren recused herself from the meeting.

2) **ACTION:** Motion was made by Council Member Roberts, seconded by Mayor Nuaimi, and carried by a vote of 3-0-1, with Mayor Pro Tem Warren abstaining, (2) Adopting **Resolution No. 2009-72**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 2 (“LMD #2” Village of Heritage) for Fiscal Year 2009-2010.

Mayor Pro Tem Warren and Council Member Rutherford both live within Landscape Maintenance District No. 2, in order for public hearing item “A(2)” to pass with by a majority vote, Council Member Rutherford was selected to participate in the vote.

3) **ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Roberts, and carried by a vote of 3-0-1, with Mayor Nuaimi abstaining, (3) Adopting **Resolution No. 2009-73**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 3 (“LMD #3” Hunter’s Ridge) for Fiscal Year 2009-2010.

- 4) **ACTION:** Motion was made by Council Member Roberts, seconded by Mayor Pro Tem Warren, and carried unanimously, (4) Adopting **Resolution No. 2009-74**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 3-1 ("LMD #3-1" Empire Center) for Fiscal Year 2009-2010.

- 5) **ACTION:** Motion was made by Council Member Rutherford, seconded by Council Member Roberts, and carried by a vote of 3-0-1, with Mayor Nuaimi abstaining, (5) Adopting **Resolution No. 2009-75**, confirming a diagram and assessment, and levying the assessment for Local Lighting Maintenance District No. 3 ("LMD #3" Hunter's Ridge) for Fiscal Year 2009-2010.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

E O C

The following Elected Officials Communications were received:

Council Member Rutherford expressed concerns regarding the current proposed budget, put together by the "Big 5". She stated many local elected officials met last week in Sacramento to discuss budget issues with state legislators. She commented the proposed State budget will take twenty-eight million from Fontana Redevelopment, three million from highway user's tax and two million from Fontana general funds.

STATE BUDGET

Mayor Pro Tem Warren requested prayers for our State legislators that they would not to steal local funds, but find a creative way to balance the State budget.

PRAYERS

Council Member Roberts stated California has the worst credit rating in all of the United States, it is one of the most influential states, but is the most mismanaged. He commented the current budget just maintains the budget for the current year, which only prolongs the problem. He encouraged the citizens to call and write their legislators, demanding they stand up our the local governments.

STATE BUDGET

Mayor Nuaimi expressed his concerns with the proposed budget, and explained how this budget would affect the Fontana community by impacting current and future projects. He requested the State look back a few year and cut anything not on the budget then. He stated this is very frustrating to local government.

STATE BUDGET

CITY MANAGER COMMUNICATIONS:

C M C

City Manager Hunt stated he had been talking with staff the last couple of days regarding the economy and the State budget. He commended staff for making the needed cuts in the budget to continue to offer great service to the residents, even in the current economical crisis. He

FONTANA WORKS
WITHIN BUDGET

CITY COUNCIL MINUTES

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ensured the residents that Fontana will continue to operate within means and offer the highest services and programs.

City Manager Hunt reminded the Council this evening's meeting will adjourned to Friday, July 24, 2009, at 10:00 a.m. for a special joint City Council/Planning Commission workshop regarding BIA.

TONIGHTS
ADJOURNMNT

ADJOURNMENT

ADJOURN

The City Council meeting adjourned by consensus, at 8:53 p.m. to an adjourned regular meeting scheduled for Friday, July 24, 2009 at 10:00 a.m. in the Development Services Organization Conference Room, 8353 Sierra Avenue, Fontana, California, for a BIA workshop, this will be a joint meeting with the Planning Commission. Then to the next regular meeting to be held on Wednesday, August 12, 2009, with a workshop at 5:00 p.m. then the regular meeting at 7:00 p.m. in the Steelworkers' Auditorium in the Lewis Library and Technology Center, located at 8437 Sierra Avenue, Fontana, CA.



Orvene Steenbock
City Clerk Assistant

THE FOREGOING MINUTES WERE APPROVED BY THE CITY COUNCIL ON THE 12TH DAY OF AUGUST 2009.



Tonia Lewis
City Clerk