

# City of Fontana

8353 Sierra Avenue  
Fontana, CA 92335



## Minutes

**Tuesday, September 26, 2023**

**7:00 PM**

**Grover W. Taylor Council Chambers**

## **City Council Meeting**

*Acquanetta Warren - Mayor*  
*Peter A. Garcia - Mayor Pro Tem*  
*John B. Roberts - Council Member*  
*Jesus "Jesse" Sandoval - Council Member*  
*Phillip Cothran - Council Member*  
*Germaine Key - City Clerk*  
*Janet Koehler-Brooks, City Treasurer*

## AGENDA REVIEW

21-2519

Mayor Warren stated that a need arose after posting of the agenda, for the City to act on an item before the next regular City Council meeting.

**ACTION: Motion was made by Council Member Sandoval, seconded by Council Member Roberts, and passed unanimously by a vote of 5-0, to add New Business Item B. Authorization to Purchase Pool Water Heaters for Fontana Park Aquatics Center to the agenda.**

## WORKSHOP:

### A. 5:30 P.M. City Council Workshop

The Workshop of the Fontana City Council was held on Tuesday, September 26, 2023, in the Grover W. Taylor Council Chambers, 8353 Sierra Avenue, Fontana, CA 92335. Mayor Warren called the Workshop to order at 5:36 p.m. with all members of the City Council present except Mayor Pro Tem Garcia who arrived at 5:48 p.m.

City Clerk Germaine Key and City Treasurer Janet Koehler-Brooks were also in attendance.

Public Works Manager Dan West provided an overview of the Parks, Recreation and Trail Master Plan, discussed recent projects completed and in progress, park improvements by priority, proposed Capital Improvement Projects, reoccurring park equipment maintenance, and provided an overview of funding sources.

Council Member Roberts asked about the possibility of forming a Community Facilities District (CFD) for parks and recreation services.

Deputy City Manager Phillip Burum stated that staff was the preliminary stages of retaining a consultant to consolidate all the City's CFD's.

Direction was provided to staff to provide an analysis on the cost and benefits of artificial turf versus natural turf.

Mayor Warren recognized the current Federal government administration and County Supervisors Joe Baca Jr. and Jesse Armendarez for American Rescue Plan Act funding for the various park improvements.

Council Member Cothran asked about the status of the RC park.

The Workshop was adjourned at 6:13 p.m.

## **CALL TO ORDER/ROLL CALL:**

### **A. 7:00 P.M. Call To Order/Roll Call:**

A Regular Meeting of the Fontana City Council was held in the Grover W. Taylor Council Chambers, 8353 Sierra Avenue, Fontana, CA 92335, on Tuesday, September 26, 2023. Mayor Warren called the meeting to order at 7:07 p.m.

## **ROLL CALL:**

**PRESENT:** Mayor Warren, Mayor Pro Tem Garcia, Council Members Roberts, Sandoval and Cothran.

**ABSENT:** None

City Clerk Key and City Treasurer Koehler-Brooks were also in attendance.

## **INVOCATION/PLEDGE OF ALLEGIANCE:**

### **A. Invocation/Pledge of Allegiance:**

The invocation was given by Council Member Roberts, followed by the pledge of allegiance led by Council Member Sandoval.

## **PROCLAMATION:**

### **A. Proclamation**

1. Mayor Warren and City Council to proclaim September 26, 2023, as Human Resources Professional Day (Director of Human Resources and Risk Management Rakesha Voss to present).

Mayor Warren and the City Council proclaimed September 26, 2023, as Human Resources Professional Day, Director of Human Resources and Risk Management Rakesha Voss accepted.

## **SPECIAL PRESENTATIONS:**

### **A. Special Presentations**

Mayor Warren and City Council recognized local Fontana Athletes of World Cup, Maryrose Ortiz and Destinea Aguirre.

Mayor Warren and City Council recognized Fontana PONY Baseball Leagues.

Mayor Warren and City Council recognized Officer Shaun Pisani, Lead Property Control Clerk Yvonne Jimenez, Property Clerks Stefanie Cendejas-Otzoy, Diane Kimball and Community Service Officer David Martinez as August Employees of the month.

Mayor Warren and City Council recognized Senior Human Resources Analyst Melvin Alegado

as Human Resources and Risk Management Department Employee of the Year.

**PUBLIC COMMUNICATIONS:**

**A. Public Communications**

Amy Nevarez of Chaffey College provided an update on programs and opportunities available at the Fontana campus.

Mark Richichi spoke in opposition of Planned Parenthood.

Denise Debbi discussed concerns with smoking in residential areas and asked the Council to pass an ordinance addressing secondhand smoke.

Cecelia Bolanos discussed concerns with cancellation of swim lessons due to a pre-planned City event and asked for a refund for lessons cancelled.

**CONSENT CALENDAR:**

**ACTION: Motion was made by Council Member Roberts, seconded by Council Member Cothran, and passed unanimously by a vote of 5-0 to approve the Consent Calendar. The motion carried by the following vote: AYES: Warren, Garcia, Cothran, Roberts and Sandoval; NOES: None; ABSTAIN: None; ABSENT: None**

<b>A.</b>	Approval of Minutes	<b>21-2487</b>
<b>B.</b>	Second Amendment to the City Manager Employment Agreement between the City of Fontana and Matthew C. Ballantyne.	<b>21-2311</b>
<b>C.</b>	Final Acceptance of the Police Facility Fence Installation Project	<b>21-2391</b>
<b>D.</b>	Accept a Carbon Reduction Program (CRP) Grant for San Sevaine Trail Phase 1-Segment 2 Project	<b>21-2402</b>
<b>E.</b>	Declare City Property to be Public Right of Way and Accept the Property into the City Street System	<b>21-2410</b>
<b>F.</b>	Approve Measure I Five-Year Capital Project Needs Analysis Amendment and Annual Adoption	<b>21-2465</b>
<b>G.</b>	2024 ABC Grant	<b>21-2467</b>
<b>H.</b>	Police Department Monthly Information Update	<b>21-2473</b>
<b>I.</b>	Fontana Chamber of Commerce – Contract Renewal	<b>21-2484</b>

- J. Authorize City to enter into Regional Contract with the Inland Empire Utilities Agency (IEUA) 21-2502**

**PUBLIC HEARINGS:**

- A. Quarterly Lien Action for Delinquent Sewer, Rubbish and Weed Abatement Accounts 21-2476**

Mayor Warren opened the public hearing.

There were no written correspondences received.

Revenue and Operations Manager Lisa Conlon provided the staff report.

The following individuals spoke on the item:

Lily Huang asked the Council to delay the recording of a lien on her property at 5330 Matera Avenue.

The Council directed staff to follow-up with Ms. Huang.

Mayor Warren closed the public hearing.

**ACTION: Motion was made by Mayor Pro Tem Garcia, seconded by Council Member Sandoval, and passed unanimously by a vote of 5-0 to approve staff recommendation for Public Hearing Item “A” as follows:**

1. Authorize staff to complete and record lien notices against real property for those sewer accounts sixty days or more delinquent as described in Certified Lien List and direct staff to forward recorded liens to the County for collection.
2. Authorize staff to complete and record liens against real property for those rubbish accounts more than ninety days delinquent as described in the Certified Lien List and direct staff to forward recorded liens to the County for collection.
3. Adopt **Resolution No. 2023- 099**, of the City Council of the City of Fontana adopting the statement of unpaid expenses for weed abatement and imposing a lien against real property for payment thereof.

**The motion carried by the following vote: AYES: Warren, Garcia, Cothran, Roberts and Sandoval; NOES: None; ABSTAIN: None; ABSENT: None**

- B. Master Case No. 23-062 and Appeal No. 23-016: Appeal of the Planning Commission’s decision to uphold the Director of Planning’s approval of Administrative Site Plan No. 22-028 and Minor Use Permit No. 22-007, for 21-2407**

the request to install a new wireless telecommunications facility consisting of a 75' mono-palm with 14 antennas, supporting equipment, and an equipment enclosure of 347 square feet total, pursuant to CEQA determinations.

Mayor Warren opened the public hearing.

The City Clerk's Department received one (1) written correspondence in opposition of this item.

Assistant Planner Mai Thao provided the staff report.

The following individuals spoke in opposition of the item:

1. Niko Constant

Mayor Warren closed the public hearing.

Council Member Cochran asked if the trespassing issue was a civil issue.

City Attorney Ruben Duran stated that the trespass issue was a civil issue between AT&T and the Constant Family Trust.

**ACTION: Motion was made by Council Member Roberts, seconded by Council Member Sandoval, and passed unanimously by a vote of 5-0 to approve staff recommendation for Public Hearing Item "B" as follows:**

1. Deny Appeal No. 23-016, thereby upholding the decision of the Planning Commission and Director of Planning approving Administrative Site Plan No. 22-028 and Minor Use Permit No. 22-007, for the request to install a new wireless telecommunications facility consisting of a 75' mono-palm with 14 antennas, supporting equipment, and an equipment enclosure of 347 square feet total.
2. Direct staff to prepare, execute, and file a CEQA Notice of Exemption with the County Clerk, as appropriate, within five (5) working days of the Council's final action on Administrative Site Plan No. 22-028 and Minor Use Permit No. 22-007.

**The motion carried by the following vote: AYES: Warren, Garcia, Cothran, Roberts and Sandoval : NOES: None; ABSTAIN: None; ABSENT: None**

## **NEW BUSINESS:**

### **A. New Business**

- A.** Issuance of Special Tax Bonds for CFD #100 (Victoria) **21-2474**  
Adopt **Resolution No. 2023-100**, of the City Council of the City of Fontana authorizing the issuance of City of Fontana Community Facilities District No.

100 (Victoria) Special Tax Bonds, Series 2023, in an aggregate principal amount of not to exceed \$6,000,000, authorizing the execution and delivery of an Indenture, a Bond Purchase Agreement and a Continuing Disclosure Agreement, authorizing the distribution of an Official Statement in connection therewith and authorizing the execution of necessary documents and certificates and related actions.

Chief Financial Officer Jessica Brown provided the staff report.

**ACTION: Motion was made by Council Member Cothran, seconded by Council Member Roberts, and passed by a vote of 5-0 to approve New Business Item "A".**

**The motion carried by the following vote: AYES: Warren, Garcia, Cothran and Roberts and Sandoval; NOES: None; ABSTAIN: None; ABSENT: None**

- B.** Authorization to Purchase Pool Water Heaters for Fontana Park Aquatics Center **21-2520**

City Manager Matt Ballantyne provided the staff report and noted that the item was an emergency agenda item added after the agenda was posted.

**ACTION: Motion was made by Mayor Pro Tem Garcia, seconded by Council Member Sandoval, and passed unanimously by a vote of 5-0 to approve New Business Item "B".**

**The motion carried by the following vote: AYES: Warren, Garcia, Cothran and Roberts and Sandoval; NOES: None; ABSTAIN: None; ABSENT: None**

## **CITY MANAGER COMMUNICATIONS:**

### **A. City Manager Communications**

City Manager Matt Ballantyne did not have any comments.

## **ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

### **A. Elected Officials Communications/Reports**

City Treasurer Koehler-Brooks wished City Clerk Key a happy birthday.

City Clerk Key thanked the Council for the birthday wishes and congratulated the local sports teams, employees of the month and first responders who were recognized tonight.

Council Member Roberts wished City Clerk Key a happy birthday and thanked the Fontana Herald News for the recent article about him.

Council Member Sandoval encouraged local youth to participate in the Veteran's Day Essay Contest, expressed condolences for the recent passing of Nick Romo, Tony Martinez and Sally Crawford. Also wished his niece a happy birthday.

Mayor Pro Tem Garcia discussed the recent League of California Cities Annual Conference he attended and congratulated Fontana Pony Baseball.

Council Member Cothran wished City Clerk Key a happy birthday and congratulated the local Fontana sports leagues.

Mayor Warren expressed condolences to Nick Romo, Tony Martinez, Sally Crawford and Ruby Hunt who the meeting would be adjourned in honor of. Also discussed the League of California Cities Annual Conference, City Link/Water of Life homeless outreach efforts and thanked the community for working towards solving the homelessness crisis. Also asked City Attorney Ruben Duran to clarify the recent planning and land use moratorium that was adopted.

City Attorney Ruben Duran clarified the recent moratorium stating that it did not apply specifically, to Planned Parenthood, but all property owners in the area.

Mayor Warren also thanked all the National Public Lands Day volunteers.

## **ADJOURNMENT:**

### **A. Adjournment**

Mayor Warren adjourned the meeting in memory of Nick Romo, Tony Martinez, Sally Crawford and Ruby Hunt. The meeting adjourned at 8:30 p.m. to the next Regular City Council Meeting on October 10, 2023, at 7:00 p.m. in the Grover W. Taylor Council Chambers located at 8353 Sierra Avenue, Fontana, California.

*Christina Rudsell*

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Christina Rudsell  
Deputy City Clerk

**THE FOREGOING MINUTES WERE ADOPTED AND APPROVED BY THE FONTANA CITY COUNCIL ON SEPTEMBER 26, 2023.**

*Germaine Key*

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Germaine Key  
City Clerk



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8353 Sierra Avenue  
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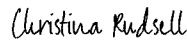
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**Signer Events**

Christina Rudsell  
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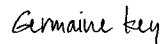
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**Envelope Summary Events**

**Status**

**Timestamps**

Envelope Sent

Hashed/Encrypted

10/30/2023 | 05:22 PM

Certified Delivered

Security Checked

10/30/2023 | 08:32 PM

Signing Complete

Security Checked

10/30/2023 | 08:32 PM

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Security Checked

10/30/2023 | 08:32 PM

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Enabled Security Settings:	<ul style="list-style-type: none"><li>•Allow per session cookies</li><li>•Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection</li></ul>

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