

City of Fontana

8353 Sierra Avenue
Fontana, CA 92335



Regular Agenda

Ord. No.1969 Reso. No. 2025-022

Tuesday, May 13, 2025

2:00 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

Welcome to a meeting of the Fontana City Council.

Welcome to a meeting of the Fontana City Council. Meetings are held at the Grover W. Taylor Council Chambers 8353 Sierra Avenue Fontana, CA 92335. To address the Council, please fill out a card located at the entrance to the right indicating your desire to speak on either a specific agenda item or under Public Communications and give it to the City Clerk. Your name will be called when it is your turn to speak. In compliance with Americans with Disabilities Act of 1990 (42 USC § 12132), the Council Chambers is wheelchair accessible, and a portable microphone is available. Upon request, this agenda will be made available in appropriate alternative forms to persons with disabilities, as required by Section 12132 of the Americans with Disabilities Act of 1990. Any person with a disability who requires accommodation to participate in a meeting should direct such a request to the City Clerk's Office at (909) 350-7602 at least 48 hours before the meeting, if possible. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection at the City Clerk's Office.

Para traducción en Español, comuníquese con la oficina, "City Clerk" al (909) 350-7602.

The City of Fontana is committed to ensuring a safe and secure environment for its residents to engage with the government. No oversized bags or backpacks (size limit of 14"x14"x6") will be allowed inside the Council Chambers. All bags are subject to search. Face masks are prohibited in the Council Chambers, but clear masks will be provided upon request to accommodate individuals with medical needs, ensuring their safety and well-being. Before entering the Council Chambers, you may be subject to a metal detector screening. The City Manager retains the discretion to grant any exemptions. Fontana aims to provide safe buildings for our community members, employees, and visitors.

PUBLIC COMMUNICATION - CLOSED SESSION:

This is an opportunity for citizens to speak to the City Council for up to 3 minutes on the following Closed Session. The Mayor and City Council reserve the right to adjust this time limit based on the number of speakers who wish to address the Mayor and City Council.

A. Public Communications - Closed Session**CLOSED SESSION:****A. 1:00 P.M. CLOSED SESSION**

- A. 1. CONFERENCE WITH LABOR NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54957.6 City Negotiator: John Bakhit, Labor Counsel and Matt Ballantyne, City Manager. Employee Organization(s): Police Officers Association.**

[25-0211](#)

CALL TO ORDER/ROLL CALL:**A. Call To Order/Roll Call:**

INVOCATION/PLEDGE OF ALLEGIANCE:

- A. Invocation/Pledge of Allegiance:

PROCLAMATION:

- A. Proclamation

- A. 1. Mayor Warren and City Council to proclaim Thursday, May 22, 2025, as POLICE OFFICERS MEMORIAL DAY in Fontana and the week of May 11-17, 2025, as National Police Week in Fontana (Police Officers Association Board Member Leonard Sein to accept). [25-0193](#)
2. Mayor Warren and City Council to proclaim the month of May 2025 as National Building and Safety Month (Building and Safety Director Jeffrey Baughman to accept).
3. Mayor Warren and City Council to proclaim May 5-11, 2025, as Professional Municipal Clerk's Week (City Clerk Germaine Key to accept).

SPECIAL PRESENTATIONS:

- A. Special Presentations

- A. 1. Mayor Warren and City Council to recognize, Officers Adam Sein, Matthew Sherwood, Jonathan Bagley, Garret Mahan, Brett Swanson and Christopher Drayer; Dispatcher II's Erika Barajas & Teddy Boucher and Dispatcher I Melissa Lucero as March 2025 Employees of the Month (Captain Brian Binks to present). [25-0194](#)
2. Mayor Warren and City Council to recognize the 2025 Building and Safety Employee of the Year (Building and Safety Director Jeffrey Baughman to present).
3. Mayor Warren and City Council to recognize City Clerk's Department Employee of the Year (Chief Deputy City Clerk, Christina Rudsell to present).

PUBLIC COMMUNICATIONS:

This is an opportunity for members of the public to address the City Council for up to three (3) minutes total on items either on the Agenda or items not on the Agenda, but within the City Council's jurisdiction. Note that Public Hearing items have individual and specific public input opportunities during the public hearing and testimony on those items will only be taken during the public hearing. The Council is prohibited by law from discussing or taking immediate action

on non-agendized items. The Mayor and City Council reserve the right to adjust this time limit based on the number of speakers who wish to address the Mayor and City Council.

A. Public Communications

CONSENT CALENDAR:

All matters listed under CONSENT CALENDAR will be enacted by one motion in the form listed below. There will be no separate discussion on these items prior to the time Council votes on them, unless a member of the Council requests a specific item be removed from the Consent Calendar for discussion.

Approve Consent Calendar Items as recommended by staff.

A. Approval of Minutes [25-0192](#)

Approve the minutes of the April 22, 2025, Regular City Council Meeting.

Attachments: [Attachment No. 1 - City Council Meeting Minutes 04-22-2025.pdf](#)

B. Adoption of Ordinance No. 1968, Adding Article VII to Fontana Municipal Code Chapter 16 regarding Camping in the City. [25-0191](#)

Second Reading/Adopt **Ordinance No. 1968**, Adding Article VII Entitled "Camping" to Chapter 16 of the Fontana Municipal Code to Establish Procedures for the Handling of Camping and Associated Matters.

Attachments: [Attachment No. 1 - Ord. No. 1968.docx](#)
[Attachment No. 2 - Chapter 16 Article VII Draft.pdf](#)
[Attachment No. 3 - Posted Notice Draft.pdf](#)

C. Approve Pre-Qualified Planning Firms to Provide On-Call Professional Services [25-0095](#)

1. Approve the Pre-Qualified Firms List to provide various On-Call Professional Planning Services.
2. Authorize the City Manager to execute On-Call Professional Agreements with selected firms on an as-needed basis for a period of six (6) years from approval.
3. Authorize the City Manager to execute any future amendments to the On-Call Professional Agreements.

Attachments: [Attachment No. 1 - On call planning consultant list](#)

D. Adopt a Resolution for Projects Funded by the Road Repair and Accountability Act, SB 1 [25-0168](#)

Adopt **Resolution No. 2025-022**, of the City Council of the City of Fontana to incorporate projects funded by SB 1, the Road Repair and Accountability Act, for Fiscal Year 2025-2026.

Attachments: [Attachment No. 1 - Resolution docx](#)

E. Award a Construction Contract for the Stage Red Theater Outdoor Deck Project (PW-25-125-SB) [25-0187](#)

1. Award bid and authorize the City Manager to execute a construction contract with Oppenheimer National for the construction of the Stage Red Theater Outdoor Deck Project in the amount of \$244,400.00 and authorize a 10% contingency in the amount of \$24,440.00 (PW-25-125-SB).
2. Authorize the City Manager to execute any related items on the behalf of the City of Fontana for the Stage Red Theater Outdoor Deck Project (PW-25-125-SB).

Attachments: [Attachment No. 1 Summary Bid Results.pdf](#)
[Attachment No. 2 - STAGE RED DECK PROJECT RENDERING.docx](#)
[Attachment No. 3- Oppenheimer National Bid - PW-25-125-SB.pdf](#)

F. Award Construction Management Services contract with C.W. Driver, LLC for the Downtown West Parking Structure Project (DE-25-98-SP). [25-0188](#)

1. Award and authorize the City Manager to execute the Professional Services Agreement with C.W. Driver, LLC for the Downtown West Parking Structure Project in the amount of \$596,576.00 (Request for Proposals DE-25-98-SP).
2. Approve and authorize the City Manager to execute future individual Professional Services Agreement Amendments not exceeding \$100,000.00 for the Downtown West Parking Structure Project (Request for Proposals DE-25-98-SP).

Attachments: [Attachment No. 1- Vicinity Map.pdf](#)
[Attachment No. 2 Evaluation Score Summary \(DE-25-98-SP\).pdf](#)
[Attachment No. 3- \[DRAFT\] Professional Services Agreement.pdf](#)

G. Approve a Professional Services Agreement for Architectural Design Services with Robert, Borders & Associates for the Regional Navigation Center Tenant Improvements Project (DE-25-91-SP) [25-0196](#)

1. Approve and authorize the City Manager to execute a Professional Services Agreement with Robert, Borders & Associates for Architectural Design Services for the Regional Navigation Center Tenant Improvements Project in the amount of \$625,399.00 (Request for Proposals DE-25-91-SP).
2. Appropriate \$150,000.00 from Capital Reinvestment Fund (601) to the Regional Navigation Center Tenant Improvements Project (PN37600084).
3. Approve and authorize the City Manager to execute future individual Professional Services Agreement Amendments not exceeding \$100,000.00 for the Regional Navigation Center Tenant Improvements Project (Request for Proposals DE-25-91-SP).
4. Authorize the City Manager to execute any and all utility agreements, utility easements, and any related items on behalf of the City of Fontana for the Regional Navigation Center Tenant Improvements Project.

Attachments: [Attachment No. 1- Vicinity Map RNCTI.pdf](#)
[Attachment No. 2 - Ranking Matrix.pdf](#)
[Attachment No. 3 - \[Draft\] Professional Services Agreement \(Architectural Services; DE-25-91-SP\).pdf](#)

H. Authorize Operating funding to the Stage Red Enterprise Fund. [25-0197](#)

Approving funding to the Stage Red Enterprise Fund for operating expenses to ASM Global.

I. Police Department Monthly Information Update [25-0198](#)

Accept the Police Department monthly information update for March 2025.

Attachments: [Attachment No. 1- March 2025 Report for City Council Rev.pptx](#)

J. Pacific Electric Trail Canopy (Outdoor Fitness Zone Equipment) PW-24-251-CC [25-0199](#)

Authorize an increase in the construction amount by \$81,817.50, bringing the total amount to \$244,011.61, and authorize a 10% contingency of \$24,401.16.

Attachments: [Attachment No. 1- PE Trail Shade Canopy Location.pdf](#)
[Attachment No. 2- Proposed Fitness Zone.pdf](#)
[Attachment No. 3 - CC action report 121024.pdf](#)
[Attachment No. 4- Quote# 22451 134 long canopy.pdf](#)

PUBLIC HEARINGS:

To speak on Public Hearing Items, submit comments via e-mail at publiccomments@fontanaca.gov. In the subject of your e-mail please indicate whether you are in favor or opposition of the item. Comments must be received no later than 12:00 P.M. on the day of the meeting. Comments of no more than three (3) minutes will be read into the record at the appropriate time during the meeting. If you challenge in court any action taken concerning a Public Hearing item, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice or in written correspondence delivered to the City at, or prior to, the Public Hearing.

All Public Hearings will be conducted following this format:

- (a) hearing opened
- (b) written communication
- (c) council/staff comments
- (d) applicant comments (applicant not limited to 5 minutes)
- (e) oral - favor
- (f) oral - opposition
- (g) hearing closed

A. Master Case No. 25-00011 and Municipal Code Amendment No. 25-001: Fontana Municipal Code amendments to Chapter 30 (Zoning and Development Code) to establish a new entertainment center overlay district with three (3) Entertainment Center planning areas with land use restrictions and requirements; revisions to the land use tables in Form Based Code (FBC) Downtown Gateway, Sierra Gateway, Route 66 Gateway and Valley Gateway) and Commercial Zoning Districts for parcels that have frontage along Foothill Boulevard between Ilex Street to Maple Avenue and along Sierra Avenue from I-10 to Randall Avenue, revise the permit requirements for farmers markets from minor use permit to temporary use permit; revise the nonconforming provisions to allow for expansions for up to 50 percent along with an extension of a discontinued nonconforming use up to twenty-four months for repairs, remodels, and expansions; and include a requirement for the installation of Route 66 signage for certain properties along Foothill Boulevard for projects that undergoing a Design Review or an Administrative Site Plan, pursuant to the certified General Plan Environmental Impact Report (State Clearinghouse (SCH) No. 2016021099) and Public Resources Code Section 21083.3.

[25-0136](#)

1. Determine that the proposed amendments are consistent with the Fontana General Plan and certified General Plan Environmental Impact Report (EIR) (State Clearinghouse No. 2016021099) and so qualifies for an exemption from CEQA specifically Public Resources Code 20183.3 and CEQA Guidelines Section 15183, as the proposed amendments will have no new or more severe significant environmental effect "peculiar to"

the Ordinance than discussed in the certified EIR and will have no significant off-site and cumulative impacts not discussed in that EIR as long as all applicable mitigation measures in the certified EIR will be undertaken; and

2. Read by title only and waive further reading of and introduce **Ordinance No.1969**, an Ordinance of the City Council of the City of Fontana approving Master Case No. 25-0011 and Municipal Code Amendment No. 25-001 to establish a new entertainment center overlay district with three (3) Entertainment Center planning areas with land use restrictions and requirements; revisions to the land use tables in Form Based Code (FBC) Downtown Gateway, Sierra Gateway, Route 66 Gateway and Valley Gateway) and Commercial Zoning Districts for parcels that have frontage along Foothill Boulevard between Ilex Street to Maple Avenue and Along Sierra Avenue from I-10 to Randall Avenue, revise the permit requirements for farmers markets from minor use permit to temporary use permit; revise the nonconforming provisions to allow for expansions for up to 50 percent along with an extension of a discontinued nonconforming use up to twenty-four months for repairs, remodels, and expansions; and include a requirement for the installation of Route 66 signage for certain properties along Foothill Boulevard for projects that undergoing a Design Review or an Administrative Site Plan.

Attachments: [Attachment No. 1 - Ordinance](#)

[Exhibit A to Ordinance](#)

[Attachment No. 2 - Notice of Determination](#)

[Attachment No. 3 - Public Hearing Notice](#)

CITY MANAGER COMMUNICATIONS:

- A. City Manager Communications

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

- A. Elected Officials Communications/Reports

ADJOURNMENT:

- A. Adjournment

Adjourn to the next Regular City Council Meeting on May 27th, 2025 at 2:00 p.m. in the Grover W. Taylor Council Chambers located at 8353 Sierra Avenue, Fontana, California.