

City of Fontana

8353 Sierra Avenue
Fontana, CA 92335



Regular Agenda

WORKSHOP - 1:00 P.M.

REGULAR MEETING - 2:00 P.M.

Ord. No. 1954 Reso. No. 2024-057

Tuesday, July 9, 2024

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.

WORKSHOP: 1:00 P.M.**A. City Council Workshop- GOAL SETTING****CALL TO ORDER/ROLL CALL: 2:00 P.M.****A. Call To Order/Roll Call:****INVOCATION/PLEDGE OF ALLEGIANCE:****A. Invocation/Pledge of Allegiance:****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** [21-3141](#)
Approve the minutes of the June 25, 2024, Regular City Council Meeting.
Attachments: [City Council Meeting Minutes 06-25-2024.pdf](#)
- B. Accept Donation from Quintessential Care Health & Wellness (2024 Fontana Days Run)** [21-3041](#)
Accept donation from Quintessential Care Health & Wellness in the amount of \$2,500 for use towards 2024 Fontana Days Run.
Attachments: [051624 Quintessential Care Health & Wellness \(Fontana Days Run\).pdf](#)
- C. Contribution for the Stage Red Opening Event** [21-3113](#)
Authorize the Deputy City Manager to execute a contract with the County of San Bernardino Board of Supervisors to accept a contribution in an amount not to exceed \$50,000 for use towards the Stage Red Opening Event expenses.
Attachments: [CON-BOS-07-23-24-City of Fontana.pdf](#)
[CON-BOS-07-23-24-City of Fontana.docx](#)
- D. Purchase and Sale Agreement - 8463 Nuevo Avenue** [21-3126](#)
1. Approve a Purchase and Sale Agreement for the purchase of buildings and associated land located at 8463 Nuevo Avenue, more specifically described as APN 0191-163-23.
2. Authorize the City Manager to execute any documents necessary or appropriate to effectuate said approvals and/or agreement.
Attachments: [Attachment No. 1 - Purchase Agreement 8463 Nuevo Avenue](#)
- E. Purchase and Sale Agreement - 16767 Spring Street** [21-3127](#)
1. Approve a Purchase and Sale Agreement for the purchase of buildings and associated land located at 16767 Spring Street, more

specifically described as APNs 0191-162-21 and 0191-162-22.

2. Authorize the City Manager to execute any documents necessary or appropriate to effectuate said approvals and/or agreement.

Attachments: [Attachment No. 1 - Purchase Agreement 16767 Spring Street](#)
[16767 Spring-Documents.pdf](#)

F. Reinstatement of Resolution No. 2024-048

[21-3139](#)

Adopt the reinstated **Resolution No. 2024-048**, of the City Council of the City of Fontana, California. Authorize the City Clerk to replace the previous resolution with the corrected version, and direct the Finance Department to implement the corrected resolution in the upcoming tax billing cycle.

Attachments: [Rubbish Resolution 2024 All Residential.docx](#)

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

A. Master Case No. 24-044 and Municipal Code Amendment No. 24-003: Fontana Municipal Code amendments to Chapter 30 (Zoning and Development Code), pursuant to a categorical exemption in accordance with CEQA Guidelines section 15060(c) and 15061(B)(3).

[21-3098](#)

1. Determine that this Ordinance is categorically exempted pursuant to the California Environmental Quality Act (CEQA) Guidelines Sections 15060(c), 15061(B)(3) (the common-sense exemption), and 15378 and Sections No. 3.01, 3.22, and 10.59 of the 2019 Local Guidelines for Implementing CEQA, in that the activity is covered by the general rule that

CEQA applies only to projects which have the potential for causing a significant effect on the environment where it can be with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA; and,

2. Read by title only and waive further reading of and introduce **Ordinance No. 1954**, an Ordinance of the City Council of the City of Fontana approving Master Case No. 24-044 and Municipal Code Amendment No. 24-003 amending Chapter 30 to amend multiple sections of Chapter 30 of the Fontana Zoning and Development Code, including modifications to requirements for drive-through restaurants; modification of certain civic building setbacks in the Form Based Code; allowance for increases to certain building heights in connection with rooftop amenities in the Sierra Core; increased building length for duplex and triplex buildings in the Form Based Code; modification to Rowhouse and Porch Frontage building types in the Form Based Code; and removal of minimum barbeque facilities requirements in the Downtown Core; and the reading of the title constitutes the first thereof

Attachments: [Attachment No. 1 - Ordinance](#)
[Attachment No. 2 - Notice of Exemption](#)
[Attachment No. 3 - Public Hearing Notice](#)

NEW BUSINESS:

A. New Business:

- A. **Resolutions to Place Measure on the November 5, 2024 General Municipal Election Ballot to Enact a General Transactions and Use Tax (Sales Tax) at the Rate of One Percent (1%); To Consolidate the General Municipal Election with the Statewide General Election, and to Set the Deadline and Rules for Primary Arguments and Rebuttal Arguments Regarding the Measure.** [21-3140](#)

1. Adopt **Resolution No. 2024-057**, A Resolution of the City Council of the City of Fontana, California calling for the placement of a general tax measure on the ballot for the November 5, 2024 general municipal election for the submission to the qualified voters of an ordinance to enact a general transactions and use tax (sales tax) at the rate of one percent (with tax ordinance included).
2. Adopt **Resolution No. 2024-058**, A Resolution of the City Council of the City of Fontana, California, requesting the Board of Supervisors of the County of San Bernardino to consolidate a general municipal election to be held on November 5, 2024 with the statewide general election to be held on that date pursuant to §10403 of the Elections Code.

3. Adopt **Resolution No. 2024-059**, A Resolution of the City Council of the City of Fontana, California, providing for the filing of primary and rebuttal arguments and setting rules for the filing of written arguments regarding a City measure to be submitted on the November 5, 5054 general municipal election.

Attachments: [Reso 2024-057.docx](#)
[Reso 2024-058.doc](#)
[Reso 2024-059.doc](#)

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 July 23, 2024 at 2:00 p.m. in the Grover W. Taylor Council Chambers located at 8353 Sierra Avenue, Fontana, California.