

**ONTARIO CITY COUNCIL  
ONTARIO HOUSING AUTHORITY  
ONTARIO REDEVELOPMENT AGENCY**

**MINUTES  
MARCH 1, 2011**

**JOINT MEETINGS**

Regular meetings of the Ontario City Council, Ontario Housing Authority and Ontario Redevelopment Agency were held on Tuesday, March 1, 2011, at the Ontario Senior Center, 225 East B Street, Ontario.

**CLOSED SESSION**

The Mayor called the City Council/ Housing Authority/ Redevelopment Agency meetings to order at 6:03 p.m., and inquired whether persons were present who wished to speak to the Closed Session item. Hearing none, he advised that Members were present with the exception of Council Member Bowman who arrived at 6:09 p.m., and thereupon adjourned to Closed Session for discussion as follows:

- GC 54956.8, CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN 1048-472-11: 1131 East Nocta Street; City/Agency/Authority  
Negotiator: Chris Hughes or his designee; Negotiating parties: Beryl I LLC; Under negotiation: Price and terms of payment.

**CALL TO ORDER**

The Mayor called the City Council/ Housing Authority/ Redevelopment Agency meetings to order at 6:31 p.m., and requested the City Clerk to call the roll.

<b>PRESENT:</b>	Mayor/ Chairman	Paul S. Leon
	Mayor pro Tem/ Vice Chairman	Debra Dorst-Porada
	Council/ Authority/ Agency Members:	Alan D. Wapner, Sheila Mautz, and Jim W. Bowman

**ABSENT:** None

Also present were City Manager/Executive Director Chris Hughes, City Attorney John Brown and City Clerk/ Secretary Mary E. Wirtes.

The Pledge of Allegiance was led by Mayor pro Tem Dorst-Porada.

The Invocation was offered by *Reverend Larry Pitcher*, First Church of the Nazarene.

**CLOSED SESSION REPORT**

City Attorney Brown reported that Council Members gave direction to staff regarding property negotiations and that no reportable action was taken.

## **PUBLIC COMMENT**

*Elvira Machado*, supporter of Biking for America, announced their April charity ride on Saturday, April 9th beginning at Central Park in Rancho Cucamonga. She spoke of her son's 39-day ride last year to benefit disadvantaged children that was supported by the Ontario Police Officers Association, and said this year's event will benefit Casa Colina Hospital and the Children's Hospital in Los Angeles. Participants will ride 40 miles to an elevation of 1,000'.

## **AGENCY REVIEW/ ANNOUNCEMENTS**

City Manager Hughes advised that Council Members received a revision to page 4 of the Minutes dated February 1, 2011.

## **JOINT AGENCIES CONSENT CALENDAR**

**MOTION:** Moved by Council Member Mautz, seconded by Council Member Bowman, the Joint Agencies approved the following Consent Calendar items as recommended.

### **1. APPROVAL OF MINUTES**

Approved Minutes for the regular meetings of the City Council, Housing Authority and Redevelopment Agency dated February 1, 2011 as revised; and the Special Meeting of the City Council, Housing Authority and the Redevelopment Agency on January 28, 2011, as on file in the Records Management Department.

### **2. BILLS/ PAYROLL**

Approved Bills in the amount of \$10,233,186.63, through January 2, and through January 15, 2011; and Payroll in the amount of \$2,335,959.35, through January 2, and through January 15, 2011, when audited by the Finance Committee.

### **3. A RESOLUTION IN SUPPORT OF THE CALIFORNIA-NEVADA INTERSTATE MAGNETIC LEVITATION (MAGLEV) PROJECT AND IN OPPOSITION TO THE DESERTXPRESS HIGH-SPEED TRAIN PROJECT**

City Council adopted a Resolution in support of the California-Nevada Interstate Magnetic Levitation Project and in opposition to the DesertXpress High-Speed Train Project.

**RESOLUTION NO 2011-007** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, IN SUPPORT OF THE CALIFORNIA-NEVADA INTERSTATE MAGNETIC LEVITATION (MAGLEV) PROJECT AND IN OPPOSITION TO THE DESERTXPRESS HIGH-SPEED TRAIN PROJECT.

**4. CONSTRUCTION CONTRACT FOR THE 1010'-1 RESERVOIR IMPROVEMENTS PROJECT/J. COLON COATINGS, INC.**

City Council approved the plans and specifications; rejected the bid protest submitted by Advanced Industrial Services, Inc.; awarded Contract No. UT 0910-02, to J. Colon Coatings, Inc. of Alta Loma, California, for the 1010'-1 Reservoir Improvements Project for a bid amount of \$791,690 plus a 15% contingency of \$118,754 for a total contract amount of \$910,444; authorized the City Manager to execute said contract and file a Notice of Completion at the conclusion of all construction activities related to the project.

**5. A RESOLUTION IN SUPPORT OF THE CDA PHASE 3 EXPANSION PROJECT AND APPROVAL OF AN AMENDED AND RESTATED WATER PURCHASE AGREEMENT WITH THE CHINO BASIN DESALTER AUTHORITY (CDA)**

City Council adopted an appropriator Resolution in support of the CDA Phase 3 Expansion Project; approved the Amended and Restated Water Purchase Agreement with the Chino Basin Desalter Authority (CDA) subject to non-substantive changes; authorized the City Manager to execute said Agreement; and authorized the City Manager to approve expenditures required under the Amended and Restated Water Purchase Agreement.

**RESOLUTION NO. 2011-008** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, SUPPORTING THE COMPLETION OF FUTURE DESALTERS.

**MOTION UNANIMOUSLY CARRIED.** The Mayor/ Chairman declared Resolution Nos. 2011-007 and 2011-008 duly passed and adopted.

**END OF JOINT CONSENT CALENDAR**

**PUBLIC HEARINGS**

**6. CONSIDERATION OF AN ORDINANCE APPROVING FILE NO. PADV07-008, AN AIRPORT LAND USE COMPATIBILITY PLAN FOR LA/ONTARIO INTERNATIONAL AIRPORT, TO ESTABLISH COMPATIBILITY POLICIES BETWEEN LA/ONTARIO INTERNATIONAL AIRPORT AND SURROUNDING LAND USES WITHIN THE AIRPORT INFLUENCE AREA, AMEND THE ALTERNATIVE PROCESS, AND ADOPT A NEGATIVE DECLARATION**

Without objection this matter was continued to the regular meeting on April 5, 2011.

**7. CONSIDERATION OF AN ORDINANCE GRANTING A ONE-YEAR TIME EXTENSION TO ALL DEVELOPMENT PLAN, CONDITIONAL USE PERMIT AND VARIANCE APPROVALS**

A public hearing to consider introduction and waive further reading of an Ordinance granting a one-year time extension to all Development Plan, Conditional Use Permit and Variance approvals that are due to expire on or before March 1, 2012.

Notice of public hearing was duly given and affidavit of compliance is on file in the Records Management Department.

There were no written communications, and no one wishing to be heard, the Mayor closed the public hearing.

**ORDINANCE NO. 2933** AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, GRANTING A ONE YEAR TIME EXTENSION TO ALL DEVELOPMENT PLAN, CONDITIONAL USE PERMIT AND VARIANCE APPROVALS WHICH ARE ACTIVE AND DUE TO EXPIRE ON OR BEFORE MARCH 1, 2012, AND MAKING FINDINGS IN SUPPORT THEREOF.

Was introduced by title only. **MOTION:** Moved by Council Member Bowman, seconded by Council Member Mautz, and unanimously carried to accept said Ordinance for introduction and waving of further reading.

**8. PUBLIC HEARING TO CONSIDER ADOPTION OF A RESOLUTION TO UPDATE AND MODIFY DEVELOPMENT IMPACT FEES**

Without objection this matter was continued to the regular meeting of March 15, 2011.

**COUNCIL/ STAFF COMMENT**

Mayor pro Tem Dorst-Porada indicated donations are still needed to help with costs to rebuild the Nativity scenes on Euclid Avenue and to refurbish the statutes. She indicated Redeemer Lutheran Church will provide land for storage but another 40' storage container is needed and asked those who can help to call her. Mayor pro Tem Dorst-Porada then announced the Kiwanis Pancake Breakfast has been moved to Sunday, June 5th, at the Ontario Convention Center to coincide with the Western States Police and Fire Games and will return to its normal day and location on Euclid Avenue in 2012.

Council Member Wapner, speaking on behalf of Brandon Blanchard, Chino Valley Unified School District, apologized for missing tonight's meeting. Council Member Wapner then recognized Colorectal Awareness Month and encouraged residents to consult their physicians to schedule a colonoscopy if they have symptoms, have a family history of colon cancer or are 50+ years of age. Mr. Wapner then spoke to Ms. Nunez' second-grade students from Edison Elementary School who were watching the televised meeting and with whom he visited during the Read Across America celebration earlier in the day.

Council Member Mautz said she will be celebrating Dr. Seuss' birthday, during Read Across America, tomorrow.

Council Member Bowman announced the Tip the Firefighters event on St. Patrick's Day at the Ontario El Torito restaurant from 7:00 a.m. to 10:00 p.m. to benefit Steven's Hope for Children who assists families of seriously ill or injured children. Mr. Bowman also advised that the Ontario Police Department Recognition Luncheon will be held on Thursday, May 17, 2011.

Mayor Leon indicated the California Sports Hall of Fame Induction Ceremony on Sunday, February 27, was successful and thanked the community for supporting it. The Mayor indicated the organization will come back next year and suggested those interested book their tickets early. He then reminded residents of the State of the City event on Wednesday, March 16 at 5:00 p.m. which is consistently presented as a fast paced, high energy networking opportunity with well done videos.

Mayor pro Tem Dorst Porada invited those interested to join her on Sunday mornings for a weekly walk on Euclid Avenue, noting that they now have about 20 people participating. She said they meet at the bandstand at 9:00 a.m.

## **ADJOURNMENT**

With no further business to come before the Joint Agencies, the meetings were adjourned at 6:46 p.m., at which time the Mayor announced the next regularly scheduled meeting will be held on March 15, 2011.

Respectfully submitted,

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MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:

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PAUL S. LEON, MAYOR/ CHAIRMAN