ONTARIO CITY COUNCIL ONTARIO HOUSING AUTHORITY

MINUTES SEPTEMBER 4, 2012

JOINT MEETINGS

Regular meetings of the Ontario City Council and Ontario Housing Authority were held on Tuesday, September 4, 2012, at the Ontario City Hall, 303 East B Street, Ontario, CA.

CLOSED SESSION

The Mayor called the City Council/ Housing Authority meetings to order at 6:01 p.m., and inquired whether persons were present who wished to speak to a Closed Session item. Hearing none, he advised that all Members were present and thereupon adjourned to Closed Session for discussion as follows:

- GC 54956.9 (a), CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION: Inland Oversight Committee vs. City of Ontario, Case No. EDCV 12-00178-TA(OPx).
- GC 54956.9 (b), CONFERENCE WITH LEGAL COUNSEL, ANTICIPATED LITIGATION: One or more cases: City of Los Angeles/Los Angeles World Airports (LAWA).

CALL TO ORDER

The Mayor called the City Council/ Housing Authority meetings to order at 6:36 p.m., and requested the City Clerk to call the roll.

PRESENT: Mayor/ Chairman

Paul S. Leon

Mayor pro Tem/ Vice Chairman

Sheila Mautz

Council/ Authority/ Agency Members: Alan D. Jim W. Bowman,

and Debra Dorst-Porada

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 Council Member Wapner.

The Invocation was offered by *Reverend Michael Sturn*, Pastor, St. George Catholic Church.

CLOSED SESSION REPORT

City Attorney Brown advised that no reportable action was taken in Closed Session.

Mayor Leon advised that the matter reflected in Administrative Reports/ Discussion would be considered at this time.

ADMINISTRATIVE REVIEW / DISCUSSION

A RESOLUTION MAKING APPOINTMENTS TO THE ONTARIO INTERNATIONAL AIRPORT AUTHORITY

City Council adopted a Resolution designating initial members of the Ontario International Airport Authority (OIAA) Commission. Commissioners Bowman and Wapner nominated Riverside Mayor Ronald O. Loveridge and Orange County Business Council President Lucy Dunn for consideration.

Council Member Wapner reviewed the backgrounds of both nominees citing the importance of having qualified regional representation on the Commission.

RESOLUTION NO. 2012-075 RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, DESIGNATING APPOINTEES TO THE ONTARIO INTERNATIONAL AIRPORT AUTHORITY COMMISSION

MOTION: Moved by Council Member Wapner, seconded by Mayor pro Tem Mautz, and unanimously carried to adopt Resolution No. 2012-075.

Ron Loveridge thanked Council Members for the opportunity to serve on the commission saying that he is honored to be a part of what it represents. He noted that the region needs a first class airport and said he will help in any way possible. Mr. Loveridge stated that he is looking forward to the challenges that lie ahead.

Lucy Dunn said she is honored to be a part of the effort, noting that ONT is an asset that has gone addressed. Ms. Dunn stated that Southern California drives the economy of the entire state. She thanked Council Members for the honor to serve, adding "we will succeed."

Council Members expressed their encouragement and support of the Commission's newly appointed members and goals.

PUBLIC COMMENT

Bernie Wolfswinkle, resident of Inland Christian Home on Mountain Avenue, said he has lived in Ontario since 1979. He stated that he reported a semi-tractor truck on Magnolia Avenue between Philadelphia Avenue and Francis Street that may create a hazard if vehicles are parked on both sides of the street. Mr. Wolfswinkle believes the truck has exceeded the parking limit on this street, and this truck has been there since 2010. He said the matter has been reported to the police department for investigation and requested Council review the problem. Mayor Leon referred the matter to staff and encouraged a written response to Mr. Wolfswinkle as requested.

Dale Briggs stated that he has made two calls to Code Enforcement and his issue has not been addressed.

AGENCY REVIEW/ ANNOUNCEMENTS

City Manager Hughes advised Council Members there were no announcements.

JOINT AGENCIES CONSENT CALENDAR

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

APPROVAL OF MINUTES

Approved Minutes for the regular meetings of the City Council and Housing Authority dated August 7, 2012; as on file in the Records Management Department.

2. BILLS/ PAYROLL

Approved Bills in the amount of \$19,868,332.58, from July 15 through July 28, 2012; and Payroll in the amount of \$4,999,630.25, from July 15 through July 28, 2012, when audited by the Finance Committee.

3. RESOLUTION AMENDING THE APPENDIX TO THE CITY OF ONTARIO CONFLICT OF INTEREST CODE

City Council adopted a Resolution amending the Appendix to the Conflict of Interest Code to update position classification titles and filing requirements for City employees.

RESOLUTION NO. 2012-071 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING AND ADOPTING AN AMENDED APPENDIX OF THE CONFLICT OF INTEREST CODE PURSUANT TO THE POLITICAL REFORM ACT OF 1974

4. A RESOLUTION AUTHORIZING MEMBERSHIP IN THE CSAC EXCESS INSURANCE AUTHORITY FOR THE PURPOSE OF PURCHASING DENTAL INSURANCE FOR CITY EMPLOYEES

City Council adopted a Resolution authorizing the City to participate as a member of the CSAC Excess Insurance Authority (CSAC-EIA) for the purposes of purchasing dental insurance for City employees on an on-going basis; authorizing the City Manager, or his designee, to execute any and all documents necessary; and designating positions authorized to act on behalf of the City to establish and maintain continuing dental insurance for covered individuals in accordance with the Memoranda of Understanding and Compensation and Benefits Profiles for all labor groups.

RESOLUTION NO. 2012-072 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, AUTHORIZING MEMBERSHIP IN THE CSAC EXCESS INSURANCE AUTHORITY FOR THE PURPOSE OF PURCHASING DENTAL INSURANCE FOR CITY EMPLOYEES AND DELEGATING AUTHORITY TO THE CITY MANAGER, DEPUTY CITY MANAGER AND RISK MANAGEMENT DIRECTOR TO ACT ON BEHALF OF THE CITY OF ONTARIO

5. ADOPTION OF AN ORDINANCE REPEALING TITLE 6, CHAPTER 9 "REFUSE ABATEMENT" OF THE ONTARIO MUNICIPAL CODE AND ADOPTING A NEW TITLE 6, CHAPTER 9 OF THE ONTARIO MUNICIPAL CODE RELATING TO "WEED AND REFUSE ABATEMENT"; AND ADOPTION OF A RESOLUTION ESTABLISHING AND AMENDING FEES FOR CODE ENFORCEMENT ACTIVITIES AS AUTHORIZED BY SECTION 5-22.07(a)

City Council:

- (A) Adopted an Ordinance repealing in its entirety Title 6, Chapter 9 "Refuse Abatement" and adopting a new Title 6, Chapter 9 of the Ontario Municipal Code (OMC) relating to Weed and Refuse Abatement Program. The Ordinance was introduced and given first reading at a public hearing on August 21, 2012; and
- (B) Adopted a Resolution establishing and amending fees for Code Enforcement activities as authorized by Section 5-22.07(a).

ORDINANCE NO. 2956 AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, REPEALING CHAPTER 9, TITLE 6 OF THE ONTARIO MUNICIPAL CODE, AND ADOPTING A NEW CHAPTER 9, TITLE 6 OF THE ONTARIO MUNICIPAL CODE RELATING TO WEED AND REFUSE ABATEMENT

RESOLUTION NO. 2012-073 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, ESTABLISHING AND AMENDING FEES TO REIMBURSE THE CITY FOR THE ABATEMENT OF NUISANCE CONDITIONS UNDER ONTARIO MUNICIPAL CODE SECTION 5-22.07(A)

6. RECOGNITION OF NATIONAL PREPAREDNESS MONTH

City Council recognized the month of September 2012 as National Preparedness Month in the City of Ontario.

7. A RESOLUTION REQUESTING CHANGES TO THE CALIFORNIA ROAD SYSTEM FUNCTIONAL CLASSIFICATION MAPS FOR THE CITY OF ONTARIO

City Council adopted a Resolution approving a request to the State of California Department of Transportation for changes to the California Road System Functional Classification Maps.

RESOLUTION NO. 2012-074 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ONTARIO, CALIFORNIA, APPROVING A REQUEST TO THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR CHANGES TO THE CALIFORNIA ROAD SYSTEM FUNCTIONAL CLASSIFICATION MAPS

8. CONSTRUCTION CONTRACT FOR THE REPLACEMENT AND INSTALLATION OF TREMCO ROOF SYSTEM AT FIRE STATION NO. 1/CHAPMAN COAST ROOF COMPANY, INC.

City Council awarded Contract No. MS 1213-1 to Chapman Coast Roof Company, Inc. of Fullerton, CA for the replacement and installation of a new Tremco Roof System at Fire Station No. 1 in the amount of \$272,720 plus a 15% contingency (\$40,908) for a total of \$313,628; authorized the City Manager to execute said contract; and authorized filing of a Notice of Completion at the conclusion of all construction activities related to the project.

9. AGREEMENTS FOR THE JOINT USE OF FLOOD CONTROL FACILITIES FOR MULTI-PURPOSE TRAILS/ SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

City Council authorized the City Manager to execute agreements with the San Bernardino County Flood Control District for joint use of certain flood control facilities for multi-purpose trails.

10. AN OPERATIONS AND MANAGEMENT AGREEMENT WITH REACH OUT FOR THE VETERAN'S MEMORIAL PARK COMMUNITY CENTER

City Council authorized the City Manager to execute an Operations and Management Agreement with the Reach Out Organization of Upland, CA for use of the Veteran's Memorial Park Community Center located east of Grove Avenue on D Street for one year with the option to extend the agreement for up to two additional years.

MOTION UNANIMOUSLY CARRIED. The Mayor/ Chairman declared Ordinance No. 2956 approved and adopted by a unanimous vote; and Resolutions Nos. 2012-071, 2012-072 and 2012-073 duly passed and adopted.

END OF JOINT CONSENT CALENDAR

COUNCIL/ STAFF COMMENT

Council Member Bowman extended best wishes to the new appointees to the Ontario International Airport Authority Commission.

Mayor pro Tem Mautz also wished them well.

Council Member Dorst-Porada said she hopes everyone is very pleased with the Council's appointments, noting both appointees have a great deal of pertinent background. She also announced the Emporia Art Week's Art Walk on September 15th and brought attention to Agenda Item #6 this evening regarding Disaster Preparedness Month saying she hopes everyone has plenty of food and water stored.

Council Member Bowman added that City Manager Hughes deserves a great deal of credit for his involvement in efforts to restore the airport to the region.

Mayor Leon commended Community and Public Services Director Mark Chase for doing a great job but said he likes to take a closer look himself occasionally. He noted the park at Fourth Street and Grove Avenue is a historical asset as it contains a baseball field constructed in the mid 1930's by the Works Project Administration during the Roosevelt era. The field was used in the movie, "A League of Their Own". The

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Mayor said it is in need of some repair and a facelift and invited the public to participate on October 20th and on November 10th from 8:00 a.m. — 12:00 p.m. and from 12:00 p.m. to 4:00 p.m. The event is sponsored by Niagara Water and Sam's Club and lunch will be included.

The Mayor also said he is impressed with the renovated Smart & Final Store at Fourth Street and Grove Avenue now called Smart & Final Extra that provides membership prices and sizes.

ADJOURNMENT

Adjourned the joint meetings at 7:04 p.m. and Mayor Leon announced the next regular meetings will be held on September 18, 2012

Respectfully submitted,

MARY E. WIRTES, MMC, CITY CLERK/ SECRETARY

APPROVED:

PAMI S TEON MAYOR/CHAIRMAN