

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
JULY 5, 2005
7:00 P.M.**

Information in shaded boxes also pertains to meetings directly following the Council Meeting.

Welcome to a meeting of the Fontana City Council. A complete agenda packet is located in the binder on the table in the lobby of the Council Chambers. To address the Council, please fill out a card located at the entrance to the left 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, the Chambers is wheel chair accessible and a portable microphone is available.**

Traducción en Español disponible a petición. Favor de notificar al Departamento "City Clerk". Para mayor información, favor de marcar el número 350-7602.

5:30 P.M. WORKSHOP

- A. Agenda Review
- B. City Manager Comments

6:00 P.M. CLOSED SESSION:

CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.95

Claimant: Escalante et al; Claim No. 2005-38

7:00 P.M. – CALL TO ORDER/ROLL CALL:

Present: _____ Absent _____

PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor/ Council Member Roberts

SPECIAL PRESENTATIONS:

- A. Mayor and Council to recognize Ken Galasso, Past President of the Chamber of Commerce.
- B. Mayor and Council to recognize the Chamber of Commerce, Police and Fire Department employees for their work on the Police and Fire Recognition Awards Program. (Chief Larry Clark and Fire Chief Mike Conrad to present)
David Pulido, Suzie Colon, Sherry Shores and Sherry Golubic (Chamber of Commerce)
Tim Newsome, Wendy Felshaw and Dawn Rowe (Police Department)
Kelly Carte and Dan Mejia (Fire Department)
- C. Mayor and Council to accept an award from the Conference of California Historical Society. (John Anicic to present)

PUBLIC COMMUNICATIONS:

This is an opportunity for citizens to speak to the City Council for up to 5 minutes on items **not** on the Agenda, but within the City Council's jurisdiction. The Council is prohibited by law from discussing or taking immediate action on non-agendized items.

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.

Does any member of the public wish to address the City Council regarding any item on the Consent Calendar before the vote is taken?

- A. Approve the minutes of the June 14, 2005 Adjourned Regular City Council Meeting and the June 21, 2005 Regular City Council Meeting.

- B. (1) Adopt **Resolution No. 2005-_____**, determining the sufficiency of the petition requesting formation of proposed Community Facilities District No. 42M.
(2) Adopt **Resolution No. 2005-_____**, of intention of the City Council with respect to establishment of proposed Community Facilities District No. 42M.
(3) Set the public hearing for August 16, 2005, for the formation of the District and call the special election for August 16, 2005.

- C. (1) Authorize the City Manger to execute a contractual services agreement with David Evans and Associates to provide surveying services for a period of one year, extendable for two additional one-year terms at the discretion of the City in the amount of \$150,000 and a 10% contingency in the amount of \$15,000 per year.
(2) Authorize the City Manager to execute a contractual services agreement with Pfeiler and Associates to provide surveying services for a period of one year, extendable for two additional one-year terms at the discretion of the City in the amount of \$150,000 and a 10% contingency in the amount of \$15,000 per year.
(3) Authorize the City Manager to execute a contractual services agreement with Madole and Associates to provide surveying services for a period of one year, extendable for two additional one-year terms at the discretion of the City in the amount of \$150,000 and a 10% contingency in the amount of \$15,000 per year.
(4) Authorize the City Manager to place Hitt-Zollers, Associated Engineers and Allard Engineering on the approved eligibility list.

- D. Approve final map for Tract No. 17027 located south of Jurupa Avenue and southeast of Cypress Avenue within Southridge Specific Plan; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.

- E. Approve final map for Tract No. 16992 located north of Miller Avenue and east of Beech Avenue within Rancho Fontana Specific Plan; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.

- F. (1) Accept proposal from Gefion, Inc., for the ITIL -Based Maturity Assessment and Gap Analysis Project SP-57-05.
(2) Authorize the City Manager to execute a contractual services agreement between the City of Fontana and Gefion, Inc., to provide consulting services, documentation, and a two-day planning session as outlined in their proposal in the amount of \$30,000.

- (3) Authorize the Business Services Manager to issue a purchase order in the amount of \$30,000.

CITY COUNCIL AGENDA

JULY 5, 2005

- G. (1) Accept as complete and authorize the Deputy City Manager to execute and file a Notice of Completion for Project SB-22-05.
(2) Approve the final construction amount of \$84,637.
(3) Approve the release of 10% retention upon satisfactory closure of the contract.
- H. Authorize the Engineering Department to issue a change order to the construction contract (SB-23-04) with Sully Miller Contracting Company in the amount of \$2,598,500.00 plus a 10% contingency of \$259,850.00 for the Walnut Avenue storm drain, sewer and street improvements from Citrus Avenue to Cypress Avenue and on Oleander Avenue and Cypress Avenue from Walnut Avenue to South Highland Avenue.

Approve Consent Calendar Items “A- H” as recommended by staff.

PUBLIC HEARINGS:

To speak on Public Hearing Items, fill out a card at the microphone stand indicating **favor** or **opposition** and give it to the City Clerk. Each person will be allowed 5 minutes to address the Council.

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. General Plan Amendment No. 04-007, Zone Change 04-006, Specific Plan Amendment No. 04-005, Tentative Parcel Map No. 16718, Design Review No. 04-031, and Amendment No. 1 to the Sierra Lakes Specific Plan Development Agreement
- (1) Certify, pursuant to the Local Guidelines for implementing the California Environmental Quality Act (2004), that the City Council has reviewed and considered the information contained in the Environmental Impact Report. Certify the Environmental Impact Report for General Plan Amendment NO. 04-007, Zone Change No. 04-006, Specific Plan Amendment No. 04-005, Tentative Parcel Map No. 16718, Design Review No. 04-031, and Amendment No. 1 to the Sierra Lakes Development Agreement and find that:
The Final EIR has been completed in compliance with CEQA, the State Guidelines and the City’s Guidelines;
The City Council has reviewed and analyzed the Final EIR before approving the project; and that
The final EIR reflects the independent judgment of the City.
- (2) Approve the Findings and Statement of Overriding consideration for General Plan Amendment No. 04-007, Zone Change No. 04-006, Specific Plan Amendment No. 04-005, Tentative Parcel Map No. 16718, and Design Review No. 04-031.
- (3) Adopt General Plan Amendment No. 04-007, an amendment of the Land Use Policy Map to: a) change the land use designation of approximately 1.7 acres of property from Recreational

Facilities (P-R) and Public Facilities (P-PF) to General Commercial (C-G); and b) change approximately 15.4 acres of P-R within the Sierra Lakes Specific Plan to C-G.

CITY COUNCIL AGENDA

JULY 5, 2005

- (4) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City of Fontana approving Zone Change No. 04-006, which amends the Land Use Zoning Map to change 1.7 acres of property from (P-PF) to Sierra Lakes Specific Plan, and that the reading of the title constitutes the first reading thereof.
- (5) Waive further reading of and introduce **Ordinance No. _____**, an Ordinance of the City of Fontana, approving Specific Plan Amendment No. 04-005, which modifies the Land Use Map boundaries by adding approximately 1.7 acres of property to the Sierra Lakes Specific Plan, and amends the text of the Sierra Lakes Specific Plan, and that the reading of the title constitutes the first reading thereof.
- (6) Continue Amendment No. 1 of the Sierra Lakes Development Agreement t the regularly scheduled meeting of the City Council on July 19, 2005.
- (7) Approve Tentative Parcel Map No. 16718 and Design Review No. 04-031 and direct staff to file a Notice of Determination.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

- A. Cancellation of the August 2, 1005 and November 1, 2005 City Council meetings.

CITY MANAGER COMMUNICATIONS:

ADJOURNMENT: To a workshop meeting on July 19, 2005 at 5:00 p.m. in the Executive Conference Room and then to the regular City Council Meeting at 7:00 p.m. in the City Hall Council Chambers.