

**CITY OF FONTANA  
CITY COUNCIL REGULAR MEETING  
OCTOBER 24, 2006  
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.**

**5:00 P.M. JOINT CITY COUNCIL/PLANNING COMMISSION WORKSHOP**

- A. Discussion regarding the Ventana Project (Kevin Ryan, Planning Department)
- B. Agenda Review
- C. City Manager Comments

**6:00 P.M. CLOSED SESSION:**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

NAME OF PARTIES: San Gabriel Valley Water Company; Application No's A02-11-044 and A05-08-021.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.9

Property: Rosemead Properties, Inc. – APN 0236-101-23, 0236-101-24, Southwest corner of Cherry Avenue and Slover Avenue.

Negotiating Parties: Debbie Brazill, Deputy City Manager

Under Negotiation: Price and terms

**7:00 P.M. – CALL TO ORDER/ROLL CALL:**

Present: \_\_\_\_\_ Absent \_\_\_\_\_

**PLEDGE OF ALLEGIANCE/INVOCATION:**

Mayor Nuaimi/Mayor Pro Tem Roberts

**SPECIAL PRESENTATIONS:**

- A. Mayor and Council to recognize Officer Nick Saddler as the September "Employee of the Month". (Chief Larry Clark to present)
- B. Mayor and Council to recognize Sergeant Steve Slusser and Sergeant Pat Coughlin on their retirement.
- C. Presentation of Relay for Life kick off. (Janie and Shawn Burgo)

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 October 10, 2006 Regular Meeting.
- B. (1) Appropriate and authorize expenditure budget of \$25 million dollars for San Bernardino Avenue trunk sewer and pump station/force main project in Fund 702 Sewer Capital Project No. 9420809702. Transfer \$2.5 million dollars (local match) from Fund 703 (Sewer Replacement) to Fund 702 (Sewer Capital) Project No. 9420809702. Recognize \$22.5 million dollars increased revenue from the State of California SRF Loan of \$20.5 million and \$2 million from IEUA (local match) to Fund 702, Project No. 9420809702 for San Bernardino Avenue trunk sewer and pump station project.  
(2) Authorize the Public Works Department to advertise for bids for the construction of the San Bernardino Avenue trunk sewer system consisting of a gravity sewer lift station, and force main, complete in place, including pavement removal and replacement, earthwork, providing all work required for a complete gravity sewer system.
- C. Accept final map for Tract No. 16993 located south of Miller Avenue and east of Beech Avenue; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.
- D. Award bid to HTH Engineering, Inc., of Tarpon Springs, Florida to provide digital recorders and all related equipment to the Police Department in the amount of \$53,754.66, plus a 10% contingency of \$5,375.47; and appropriate deferred revenues for expenditures.
- E. Approve a Memorandum of Understanding between the Police Department and the Etiwanda School District to maintain the School Resource Officer Program at Heritage Middle School.
- F. (1) Approve the first-quarter budget changes listed in the first-quarter Budget Status Report for Fiscal Year 2006/2007.  
(2) Adopt **Resolution No. 2006-\_\_\_\_\_**, establishing classifications and salary range for Information Systems Division Manager, GIS Administrator, Database Administrator, Web Designer/Programmer, Business Practices Supervisor, Senior Business Analyst, Network Operations Division Manager, Telecommunications Specialist, Software Support Technician, Call Center Technician, Public Safety Network Administrator, IT (Wireless) Technician, Park Development Coordinator, and Public Services Applications Specialist.

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- G. (1) Adopt **Resolution No. 2006-\_\_\_\_\_**, determining the sufficiency of the petition requesting formation of proposed Community Facilities District No. 60M.
- (2) Adopt **Resolution No. 2006-\_\_\_\_\_**, with respect to establishment of proposed Community Facilities District No. 60M of the City of Fontana.
- (3) Set the public hearing for November 28, 2006 for the formation of the District and call the special election for November 28, 2006.
- H. Approve and authorize the City Manager to execute the partial satisfaction of circulation, sewer and landscape development impact fees agreement with Centex Homes – Tract No. 16695.
- I. Authorize the Public Works Department to advertise for bids for the expansion of Veterans Park.
- J. (1) Accept as complete the work performed by Ohno Construction Company for the renovation of Ralph M. Lewis Park.
- (2) Approve the final construction amount of \$4,060,099.86.
- (3) Authorize the Public Works Director to execute and file a Notice of Completion for Project SPQ-14-PW-06.

**Approve Consent Calendar Items “A-J” 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. Resolution of Necessity, located on Cherry Avenue
- (1) Conduct a hearing to consider the adoption of the proposed resolution of necessity, including providing all interested parties of the affected property, their attorney's or their representatives an opportunity to be heard on the issues relevant to the resolution of necessity.
- (2) Make the following findings as hereinafter described in this report:
- (i) The public interest and necessity require the proposed project.
- (ii) The project is planned or located in a manner that will be most compatible with the greatest good and the least private injury.
- (iii) The real property to be acquired is necessary for the project.
- (iv) The offer of just compensation has been made to the property owner.
- (3) Adopt **Resolution No. 2006-\_\_\_\_\_**, a resolution of necessity by the City Council of the City of Fontana declaring the acquisition of portions of certain real property for easement and temporary construction easement interests more particularly described as Assessor's Parcel Numbers 0236-191-14, 0236-191-25, 0236-101-23, 0236-101-24, 0236-111-01, 0236-111-22,

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0236-111-25, 0236-111-26, 0236-121-07, 0236-122-19, 0236-181-11, 0236-181-22 and 0236-181-23, located on Cherry Avenue, by eminent domain is necessary for street widening and related public infrastructure improvements to Cherry Avenue.

- B. Supplemental Law Enforcement Services – State COPS
- (1) Approve the 2006/2007 Supplemental Law Enforcement Services Fund (State COPS) Award in the amount of \$322,050.
  - (2) Increase revenues in the amount of \$91,500; and, reduce inter-fund transfer by \$69,450.
  - (3) Authorize Police staff to execute related documents on behalf of the City.
- C. Establishment of Community Facilities District No. 57M, Tract 17317, located \_\_\_\_\_
- (1) Adopt **Resolution No. 2006-\_\_\_\_\_**, establishing Community Facilities District No. 57M of the City of Fontana, County of San Bernardino, State of California and establishing boundaries thereof.
  - (2) Adopt **Resolution No. 2006-\_\_\_\_\_**, calling a special election and submitting to the voters of Community Facilities District No. 57M of the City of Fontana County of San Bernardino, State of California, a proposition with respect to the annual levy of special taxes within said Community Facilities District to pay the costs of certain services to be provided by the Community Facilities District and a proposition with respect to the establishment of an appropriations limit.
  - (3) Adopt **Resolution No. 2006-\_\_\_\_\_**, declaring the results of the special election for Community Facilities District No. 57M of the City of Fontana, County of San Bernardino, State of California, on the propositions with respect to (i) the annual levy of special taxes to pay the costs of certain services to be provided by the Community Facilities District and (ii) the establishment of an appropriations limit.
  - (4) Waive further reading of and introduce **Ordinance No. \_\_\_\_\_**, authorizing the levy of a special tax within Community Facilities District No. 57M, that the reading of the title constitutes the first reading thereof.
- D. Development Impact Fees
- Continue the Public Hearing for Development Impact Fees for Circulation Facilities until the November 14, 2006 City Council Meeting.

### UNFINISHED BUSINESS:

- A. State Ballot Measures
- (1) Adopt Resolution of the City Council of the City of Fontana supporting Proposition 1C on the November 2006 California State Ballot.
  - (2) Adopt Resolution of the City Council of the City of Fontana supporting Proposition 1D on the November 2006 California State Ballot.
  - (3) Adopt Resolution of the City Council of the City of Fontana supporting Proposition 1E on the November 2006 California State Ballot.
  - (4) Adopt Resolution of the City Council of the City of Fontana supporting Proposition 84 on the November 2006 California State Ballot.

### NEW BUSINESS:

- A. Proposed Sierra Corridor Bond Issuance
- (1) Adopt **Resolution No. 2006-\_\_\_\_\_**, approving the issuance by the Fontana Redevelopment Agency of its 2006 tax allocation bonds (Sierra Corridor Commercial Redevelopment Project) and making certain determinations relating thereto.
  - (2) Approve the use of RBC Capital Markets underwriter for the issuance of proposed bonds,

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and authorize the City Manager to approve a professional services agreement.

- (3) Approve the use of the City's financing team for the issuance of proposed bonds, and authorize the City Manager to approve a professional services agreement.

**ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

**CITY MANAGER COMMUNICATIONS:**

- A. Park Project Updates.

**ADJOURNMENT:** To an adjourned regular meeting on Friday, October 27, 2006 at 8:00 a.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.