

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
DECEMBER 12, 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.

7:00 P.M. – CALL TO ORDER/ROLL CALL:

Present: _____ Absent _____

PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor Nuaimi/Pastor Danny Carroll

ELECTION RESULTS AND ADMINISTRATION OF OATH:

Adopt **Resolution No. 2006-_____**, reciting the fact of the General Municipal Election on November 7, 2006 declaring the result thereof and such other matters as provided.

Administration of Oath to:

Mayor Mark Nuaimi to be sworn in by Pastor Danny Carroll

Council Member John Roberts to be sworn in by Mayor Mark Nuaimi

Council Member Frank Scialdone to be sworn in by Mayor Mark Nuaimi

City Clerk Tonia Lewis to be sworn in by Mayor Mark Nuaimi

City Treasurer Janet Koehler Brooks to be sworn in by Mayor Mark Nuaimi

Recess at this time

SPECIAL PRESENTATIONS:

- A. Mayor and Council to accept a presentation from the Veterans of Foreign War Post 6563 to Boy Scout Troop #567.
- B. Sports Award presented to the Community Services Department by Southern California Municipal Athletic Federation Director, Daniel Schneider. (Ray Gonzales to accept).
- C. Mayor and Council to recognize Kasey Bennett for earning the National Girl Scout Lifesaving Medal of Honor.

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 November 28, 2006 Regular City Council meeting.
- B. (1) Adopt **Ordinance No. 1534**, amending Article VIII of Chapter 2, of the Fontana Municipal Code relating to Boards, Commissions and Committees.
(2) Adopt **Ordinance No. 1535**, eliminating the debt incurrence deadline for Sierra Corridor Commercial Redevelopment Plan pursuant to Health and Safety Code Section 33333.6(e)(2)(B) and correcting a clerical error in Ordinance No. 1470 pertaining to the period of plan effectiveness and the tax receipt deadline for the project area.
- C. Accept donations for use in the Police Department Annual Bicycle Giveaway and Community Outreach Holiday Programs.
- D. Authorize the City Manager to execute a contractual purchase agreement with Lingo Industrial Electronics, Inc., to provide traffic signal poles and mast arms for the traffic signal on Slover Avenue and Live Oak Avenue in the amount of \$39,850.88.
- E. (1) Authorize the City Manager to execute Amendment No. 4 to an existing contractual services agreement with Bill Mann and Associates to provide general engineering services for the San Sevaine Creek system and to increase the contract amount from \$150,000 to \$160,000 an increase of \$10,000.
(2) Approve an appropriation in the amount of \$10,000 from Fund 620 San Sevaine.
- F. Adopt **Resolution No. 2006-_____**, authorizing the City Manager to submit a grant application to the California Healthy Cities and Communities Center for Civic Partnerships for a Healthy Aging Project in the amount of \$20,000 for the period January 15, 2007 to January 15, 2008, and authorizing execution of any resultant agreements and amendments.
- G. (1) Authorize the Business Services Division to join in a cooperative bid process using California Multiple Award Schedule (CMAS) #4-01-56-0006A, Supplement #1 to purchase roofing materials for City facilities from the Garland Company, Inc.
(2) Authorize the City Manager to award the bid to the lowest, responsive, responsible bidder(s) for roofing installation, restoration and repairs for SB-65-HD-06 and to enter into the necessary construction contract(s).
(3) Authorize the Business Services Manager to issue purchase order(s) in the amount of materials and the bidder award(s) and authorize a 10% contingency.
(4) Join in a cooperative bid process using Federal General Services Administration (GSA) #GS-07F-0130K for installation services support from Design-Build Solutions, Inc.
- H. Adopt **Resolution No. 2006-_____**, requesting that the Local Agency Formation Commission (LAFCO) initiate proceedings for the annexation of various parcels that lie on the south side of Foothill Boulevard, between Cherry Avenue and Hemlock Avenue, to the

- I. Authorize the Purchasing Office to continue to piggy-back on the Cerritos Community College District Bid (0102-07) for office furniture for one year with an option for two additional one year increments.
- J. Authorize the Management Services Department to join in the cooperative bid process using GSA (U.S. General Services Administration) Contract #GS-07F-0341M to purchase a Crown RC3020-30 TF154 lift truck and Crown SP 3405-30 TL148 stockpicker from Crown Equipment Corporation of New Bremen, Ohio.
- K. (1) Accept as complete and authorize the Public Works Director to execute and file a Notice of Completion for Project SB-20-PW-05.
(2) Approve the final construction amount of \$156,499.00
(3) Approve the release of the 10% retention upon satisfactory closure of the contract.
- L. (1) Accept proposal from Andresen Architecture Inc., to provide architectural and related services on an on-call basis.
(2) Accept proposal from Carter Burgess to provide architectural and related services on an on-call basis.
(3) Accept proposal from BMLA, Inc., to provide architectural and related services on an on-call basis.
(4) Authorize the City Manager to enter into contract agreements with Andresen Architecture, Inc., Carter Burgess; and BMLA, Inc.,
- M. Award bid and authorize the City Manager to enter into an agreement with Dibs Safe for Locksmith & Security Services.
- N. (1) Award bid and authorize the City Manager to enter into a construction contract with SJ& B Grove, in the amount of \$1,143,631.00 and authorize a contingency in the amount of \$1,372,357.00
(2) Approve a transfer of \$1,372,357.00 from Sewer Replacement Fund 703 to Sewer Capital Projects Fund 702 and approve an appropriation of \$1,372,357.00 to Project Number 9412300702.
(3) Authorize the Public Works Director to administratively approve and implement short term street closures and detours during construction.
- O. Adopt **Resolution No. 2006-_____**, endorsing the formation of the Inland Empire Landscaping Alliance and appointing a City representative to the Alliance.
- P. Award Bid SB-19-PW-07 to Alfred Signs for the replacement of monument sign letters City-wide and authorize the City Manager to enter into a contract to effectuate said services.
- Q. (1) Award bid to Atlas Parking Lot Maintenance for the rehabilitation of the property specified in SB-03-HD-07.
(2) Authorize the City Manager to enter into a construction contract with Atlas Parking Lot Maintenance.
(3) Authorize the Business Services Manager to issue a purchase order with Atlas Parking Lot Maintenance in the amount of \$45,931.40 and authorize a 10% contingency in the

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- R. (1) Accept as complete the subdivision improvements in Tract No. 16600 located south of Merrill Avenue and west of Citrus Avenue.
(2) Adopt **Resolution No. 2006-_____**, accepting sewers in Tract No. 16600 as part of the City sewer system.
- S. Authorize the City Manager to extend the contract with Hardy and Harper, Inc., for asphalt paving services, through June 2007.
- T. Approve and authorize the City Manager to execute a professional services agreement with NBS for consulting services to conduct the special ballot proceeding to increase the assessment in Landscape Maintenance No. 2, Village of Heritage.
- U. Adopt **Resolution No. 2006-_____**, amending Fontana City Administrative Policies & Procedures 20-16 "Petty Cash"; 20-17 "Travel Expenditures"; 20-18 "City-Wide Bulletin Boards and Display Cases"; 20-19 "American Flag at Half Mast"; 20-22 "User Fees"; 20-24 "Payroll Deductions"; 20-26 "Cellular Phones and Pagers"; 20-29 "Dress Code"; 20-30 "Gifts or Donations to the City of Fontana"; and 20-55 "Cal-Card Usage".
- V. Approve increase to costs of issuance due to failed bond sale (Community Facilities District No. 31 Citrus Heights North).
- W. Approve Joint Use Agreement and authorize the City Manager to enter into an agreement between the City of Fontana and Water of Life Community Church.

Approve Consent Calendar Items "A-W" 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. 06-010, Zone Change #06-007, Specific Plan No. 05-063 (Ventana at Duncan Canyon Specific Plan), Tentative Tract Map Nos. 18143, 18144, 18145, 18146, and 18147 and Design Review Nos. 06-029, 06-030, 06-031, 06-032, and 06-033
Continue this item to the January 23, 2007 City Council Meeting.
- B. Community Facilities District No. No. 51M, Located at the northeast corner of Baseline and

CITY COUNCIL AGENDA

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San Sevaine Avenue.

Continue the public hearing regarding Annexation No. 1 to Community Facilities District No. 51M to the January 23, 2007 City Council Meeting.

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- C. Community Facilities District No. 60M, Located south of Miller Avenue between Beech Avenue and Sultana Avenue.
Continue the public hearing to the January 23, 2007 City Council Meeting.
- D. General Plan Amendment Nos. 06-004, 06-005, 06-008, and 06-014; Zone Change Nos. 06-003, 06-004, 06-005 and 06-009 and Design Review Nos. 06-015, 06-020.
- (1) Find that Amendment Nos. 06-004, 06-005, 06-008, and 06-014; Zone Change Nos 06-015, 06-020, Conditional Use Permit No. 06-011 and Tentative Parcel Map No. 17999 will not have a significant effect on the environment and adopt the corresponding Negative Declarations for each proposal and State of California Department of Fish and Game DeMinimis Impact Findings, and direct staff to prepare and file a Notice of Determination per the Local Guidelines for Implementing the California Environmental Quality Act (2006).
 - (2) Adopt **Resolution No. 2006-_____**, approving Amendment Nos. 06-004, 06-005, 06-008, 06-014, amendments to the Land Use Policy Map to; A) Change the land use designation of approximately 3.4 acres of property from Light Industrial (L-1) to Medium Density Residential (R-M0 (See Exhibit "A"); B)
- E. Prohibit Peddling Within 1,000 Feet of Parks
Waive further reading of and introduce **Ordinance No. _____**, adding Section 19-7 to Chapter 19, Article 1, of the Fontana Municipal Code prohibiting peddling within 1,000 feet of parks and that the reading of the title constitutes the first reading thereof.
- F. User Fees for City Services
Adopt **Resolution No. 2006-_____**, adopting certain new fees and increasing or decreasing certain existing fees for various services provided by the City.
- G. Quarterly Lien Action Report for Delinquent Sewer, Rubbish and Weed Abatement Accounts
- (1) Adopt **Resolution No. 2006-_____**, adopting the statement of unpaid expenses for weed abatement and imposing a lien against real property for payment thereof.
 - (2) Authorize staff to complete and record lien notices against real property for those sewer accounts sixty days or more delinquent as described in the certified lien list. Direct staff to forward recorded liens to the County for collection.
 - (3) Authorize staff to complete and record liens against real property for those rubbish accounts more than ninety days delinquent as described in the certified lien list. Direct staff to forward recorded liens to the County for collection.

UNFINISHED BUSINESS: None

NEW BUSINESS:

- A. Comprehensive Annual Financial Report for Fiscal Year Ended June 30, 2006
Approve the City of Fontana's Comprehensive Annual Financial Report (CAFR) for Fiscal Year ended June 30, 2006.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

- A. Appointment of Mayor Pro Tem

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CITY MANAGER COMMUNICATIONS:

ADJOURNMENT: To a regular meeting on Tuesday, January 23, 2007 at 5:00 pm for City Council Workshop and to 7:00 p.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.

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