

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
OCTOBER 9, 2007
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.** If other special assistance is required, please contact the City Clerk's Office (350-7602) 48 hours prior to the scheduled meeting so the City can make reasonable arrangements.
WWW.FONTANA.ORG (INTERNET).

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. ARTIST SHOWCASE

5:30 P.M. WORKSHOP:

- A. Agenda Review
- B. Employee Health and Wellness
- C. City Manager Comments

6:00 P.M. CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.9

Properties: (Union Pacific Railroad) Parcel 115 Footing, Crash Wall, Column Easement; Parcel 116 Footing, Easement/Battered Piles, Parcel 117 Ariel Easement, Parcel 118 Sewer Easement, Temporary Construction Easement, DOT92431L, Alhambra Subdivision, Milepost 531.9

Negotiating Party: Deputy City Manager, Debbie Brazill

Under Negotiation: Price and Terms

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

Name of Parties: Inland Empire Alarm Association and Barbara Bartel vs. City of Fontana Police Department

Case No. CIVSS 706505

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 proclaim the month of October as Breast Cancer Awareness Month.
- B. Mayor and Council to recognize Corporal Phil Suchowski on his retirement from the Fontana Police Department.
- C. Mayor and Council to recognize artist, Roger Trevinos.

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 September 25, 2007 Regular City Council Meeting.
- B. (1) Accept bid in the amount of \$1,553,514.05 and authorize the City Manager to enter into a construction contract with Olivas Valdez, Inc., for the construction of the Pacific Electric Inland Empire Trail Segment 2; and authorize a 15% contingency fund in the amount of \$233,027.11.
 (2) Authorize the City Engineer to administratively approve any street closures as necessary for the safe and timely construction of the project.
- C. Authorize the Business Services Manager to execute annual purchase orders, based on amounts approved in the annual operating budget, to the following single source playground vendors throughout the expected life of the playground equipment: Miracle Playground Sales, Coast Recreation, Playpower Lt, Dave Bang Associates, Inc., Innovative Playground Inc.
- D. Award bid and authorize the City Manager to enter into an agreement with Parkhouse Tires for the purchase of City tires and off road services for a period of two years renewable for three additional one-year increments at the City's sole discretion.
- E. Award bid and authorize the City Manager to enter into a two year contract with Spectraturf with three one-year extensions at the sole discretion of the City, for the repairs of spectrapour rubberized playground surfaces.
- F. (1) Award bid and authorize the City Manager to enter into a contract with Morris Automotive Supply for automotive parts supplies for a period of two years renewable for three additional one-year increments at the City's sole discretion.
 (2) Award bid and authorize the City Manager to enter into a contract with Napa Auto Parts for automotive parts supplies for two years renewable for three additional one-year increments at the City's sole discretion.
- G. (1) Accept as completed the subdivision improvements in Tract No. 16269 located within Bellgrove II Community Plan.
 (2) Adopt **Resolution No. 2007-_____**, accepting sewers in Tract No. 16269 as part of the City sewer system.

- H. (1) Accept as completed the subdivision improvements in Tract No.'s 16539, 16539-1 and 16539-2 located within Sierra Lakes Specific Plan.
(2) Adopt **Resolution No. 2007-_____**, accepting sewers in Tract No.'s 16539, 16539-1 and 16539-2 as part of the City sewer system.
- I. (1) Adopt **Resolution No. 2007-_____**, declaring intention to annex territory to Community Facilities District No. 21M of the City of Fontana and adopting a map of the area proposed to be annexed thereto (Annexation No. 2)
(2) Set the public hearing for November 13, 2007, for the formation of the district and call the special election for November 13, 2007.
- J. Accept final map for Tract No. 16503 located north of Baseline Avenue and west of Hemlock Avenue; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.
- K. Accept final map for Tract No. 16800 located east of Poplar Avenue and north of Randall Avenue; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.
- L. Accept final map for Tract No. 18377 located south of Walnut Avenue and east of Oleander Avenue; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.
- M. Accept final map for Tract No. 17440 located on the westside of Oleander Avenue and north of San Bernardino Avenue accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider
- N. (1) Accept as complete and authorize the Public Works Director to execute and file a Notice of Completion for Project SB-61-PW-07. (Jack Bulik Park)
(2) Approve the final construction amount of \$45,583.
(3) Approve the release of the 10% retention upon satisfactory closure of contract.
- O. (1) Approve the renewal of Memorandum of Understanding between the Fontana Unified School District and the City of Fontana to operate thirteen elementary school and three middle school grant funded after school programs; with the additional opportunity for future program school sites.
(2) Approve the Memorandum of Understanding between the Boys and Girls Club of Fontana and the City of Fontana to provide continued educational and literacy services to grant funded after school programs; with the addition of a facility use agreement at the Don Day Community Center for after school middle school programs.
(3) Award a two-year contract (FY 07/08 and FY 08/09) to A & R Wholesales, Biscomerica, Campus Foods, Coca-Cola, and Sysco to provide daily snacks to the after school program on an as needed basis in the amount not to exceed \$240,084.00 per year (original bid is from Fontana School District Bid # 05/06-1180). Authorize the Business Services Manager to issue a purchase orders to the above five vendors in an aggregate amount not to exceed \$240,084.00 per year for two years.
- P. Accept donations for use in the Police Department's Child Safety Fair.

- Q. Authorize the City Manager to execute Amendment No. 1 to the existing contractual services agreement with Epic Productions, LLC to provide marketing services and a production video related to the marketing of the I-10 coalition in the contract amount not to exceed \$43,750.
- R. (1) Approve the final selection of qualified firms to provide various professional services.
(2) Authorize the City Manager to execute a master agreement with selected firms to provide professional services for a period of three years, extendable for two additional one-year terms at the discretion of the City.
- S. Approve, authorize and direct the City Manager to execute a contract between the City of Fontana and Intelli-Flex Communications, Inc., for the telephone system in the Lewis Library and Technology Center in the Civic Center in an amount not to exceed \$75,992.31 plus a 10% contingency amount of \$7,599.00.
- T. Authorize the City Manager to execute an agreement with San Bernardino County Redevelopment Agency and Prologis, LLC for construction of street improvements along San Bernardino Avenue between Commerce Drive and Mulberry Avenue.
- U. (1) Award bid and authorize the City Manager to enter into an agreement with Allegra Consulting and Desmond McLeish for public education and marketing services for a period of two years renewable for three additional one year increments at the City's sole discretion.
(2) Approve an appropriation of \$40,000 from the Department's Expenditure Control Budget Allotment Account 4005101.6215.
- V. (1) Accept as complete and authorize the Deputy City Manager to execute and file a Notice of Completion for Project SB-65-HD-06. (Commercial Roofing Systems, Inc.)
(2) Approve the final construction amount of \$345,582.00.
(3) Approve the release of a 10% retention upon satisfactory closure of the contract.

Approve Consent Calendar Items "A-V" 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
- (b) written communication
- (c) council/staff comments
- (d) applicant comments (applicant not limited to 5 minutes)
- (e) oral – favor
- (f) oral – opposition
- (g) hearing closed

- A. Community Facilities District No. 62M, Tract No. 16800.
 - (1) Adopt **Resolution No. 2007-_____**, establishing Community Facilities District No. 62M of the City of Fontana, County of San Bernardino, State of California, and establishing the boundaries thereof.
 - (2) Adopt **Resolution No. 2007-_____**, calling a special election and submitting to the voters of Community Facilities District No. 62M 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 for said Community Facilities District.
 - (3) Adopt **Resolution No. 2007-_____**, declaring the results of the special election for Community Facilities District No. 62M 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. 62M, that the reading of the title constitutes the first reading thereof.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

- A. Planning Commission Appointment (Bryan Clark vacancy).
- B. Cancellation of the December 25, 2007 and January 8, 2008 Council meetings and schedule an adjourned regular meeting on Wednesday, January 16, 2008.

CITY MANAGER COMMUNICATIONS:

ADJOURNMENT: To a workshop meeting on Tuesday, October 23, 2007 at 5:00 p.m. in the Executive Conference Room and then to the regular meeting in the City Council Chambers at 7:00 p.m. in the City Hall Council Chambers.

