

**CITY OF FONTANA  
CITY COUNCIL REGULAR MEETING  
JULY 22, 2008  
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:** None

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

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

**PLEDGE OF ALLEGIANCE/INVOCATION:**

Mayor/Council Member Roberts

**SPECIAL PRESENTATIONS:**

- A. Fontana Library Foundation Board to recognize the volunteers that supported the "Give Today To Enrich Tomorrow" fundraising campaign for the Lewis Library and Technology Center.
- B. Center Stage Fontana presentation. (Kyla Brown, Community Services)
- C. Mayor and Council to recognize Ken Herron, Paul Balbach and Linda Nunn on their retirement.

**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 July 8, 2008 Regular City Council meeting.

- B. (1) Accept grant award in the amount of \$169,800 from the Office of Traffic Safety.  
(2) Increase revenues in Fund 225 for Fiscal Year 2008/09 by \$169,800; and, appropriate for expenditures in Fund 225.  
(3) Authorize the Chief of Police or his designee to sign all related grant documents for the term of the grant.
- C. Accept a petition submitted by Shady Trails Community Association requesting the City's enforcement of the vehicle code on private roads not open to public use; and, setting a public hearing prior to enactment of the ordinance.
- D. (1) Adopt **Resolution No. 2008-\_\_\_\_\_**, declaring intention to annex territory to Community Facilities District No. 61M of the City of Fontana and adopting a map of the area proposed to be annexed thereto (Annexation No. 2). Located at the northwest corner of Miller Avenue and Mango Avenue.  
(2) Set the public hearing for August 26, 2008, for the formation of the District and call the special election for August 26, 2008.
- E. (1) Accept as complete and authorize the Deputy City Manager to execute and file a Notice of Completion for the Development Services building, Project SB-59-CD-06.(DSO Building-OK Earl Corporation)  
(2) Approve the release of the 10% retention upon satisfactory closure of the project.
- F. Accept replacement of securities for Tract No. 17440 necessitated by change in ownership of the tract, and authorize the City Manager to enter into subdivision agreements with Lenmar Construction for the construction improvements in said tract.
- G. (1) Accept as completed the subdivision improvements in Tract No.'s 16158 and 16158-2, located south of Walnut Avenue and east of Beech Avenue in the Rancho Fontana Specific Plan.  
(2) Adopt **Resolution No. 2008-\_\_\_\_\_**, accepting sewers in Tract No.'s 16158 and 16158-2 as part of the City sewer system.
- H. Authorize the City Manager to execute quitclaim deeds for the release of a temporary easement for detention basin purposes on Lot 333 of recorded Tract Map No. 17438.
- I. (1) Accept as completed the subdivision improvements in Tract No. 16380 located south of Baseline Avenue and east of Sultana Avenue in Rancho Fontana Specific Plan.  
(2) Adopt **Resolution No. 2008-\_\_\_\_\_**, accepting sewers in Tract No. 16380 as part of the City sewer system.
- J. Accept final map for Tract No. 17859 located on Paine Street, north of Foothill Boulevard and west of Juniper Avenue; accept as public all dedicated streets and easements; and authorize the City Manager to enter into a subdivision agreement with the subdivider.

- K. (1) Accept as completed the subdivision improvements in Tract No.'s 16258 and 16258-1 located north of Baseline Avenue between Beech Avenue and Almeria Avenue with the Rancho Fontana Specific Plan.
- (2) Adopt **Resolution No. 2008-\_\_\_\_\_**, accepting sewers in Tract No.'s 16258 and 16258-1 as part of the City sewer system.
- L. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax within Community Facilities Districts (Maintenance) for Fiscal Year 2008-2009.
- M. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 1 (Southridge) for Fiscal Year 2008-2009.
- N. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 2 (Village of Heritage) for Fiscal Year 2008-2009.
- O. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 3 (Hunter's Ridge) for Fiscal Year 2008-2009.
- P. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 4 (a portion of Walnut Village) for Fiscal Year 2008-2009.
- Q. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 7 (Country Club Estates) for Fiscal Year 2008-2009.
- R. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 11 (Heritage West End) for Fiscal Year 2008-2009.
- S. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 12 (Sierra Lakes) for Fiscal Year 2008-2009.
- T. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 22 (Sierra Hills South) for Fiscal Year 2008-2009.
- U. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 31 (Citrus Heights North) for Fiscal Year 2008-2009.
- V. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing the levy of a special tax in Community Facilities District No. 37 (Montelago) for Fiscal Year 2008-2009.

W. Authorize the reduction of the performance/labor and materials bond for the following projects:

<u>Tract No.</u>	<u>Principal:</u>	<u>Bond No:</u>	<u>Bond Amount</u>	<u>Reduce To:</u>
16346	Almeria 2, LLC	556243S\$	91,064	\$ 9,107
16572	YH Walnut, LLC	SU5011187	\$ 704,905	\$ 70,491
16572	YH Walnut, LLC	SU5011188	\$1,234,874	\$123,488
16577	YH Walnut, LLC	SU5011185	\$ 344,202	\$ 34,420
16577	Same/Off-Site	SU5011186	\$ 154,900	\$ 15,490
16685	YH Juniper, LLC	SU5017387	\$1,820,000	\$455,000
16724	YH Citrus, LLC	559698S	\$1,123,000	\$112,300
16993	VW Miller 1, LLC	SU5019628	\$ 323,730	\$ 80,932

- X. Adopt **Resolution No. 2008-\_\_\_\_\_**, making responsible agency findings pursuant to the California Environmental Quality Act for the addendum prepared for Fontana-3 pipeline lateral recycled water pipeline project, adopting the addendum and mitigation monitoring and reporting program, and approving the project.
- Y. Adopt **Resolution No. 2008-\_\_\_\_\_**, authorizing an application for financial assistance for a loan/grant from the State Water Resources Control Board for the 1158 Zone Recycled Water Program and designating authorized representatives to sign and file for and on behalf of the City of Fontana, for a loan/grant from the State Water Resources Control Board.
- Z. Authorize and direct the City Manager to award the contract and execute a professional services agreement between the City of Fontana and Sarah Villarreal to provide grant writing and marketing support of ongoing operations and special projects in an amount not to exceed \$48,000.00 for one year with an option for one additional year extension.

**Approve Consent Calendar Items “A-Z” 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
- © council/staff comments
- (d) applicant comments (applicant not limited to 5 minutes)
- (e) oral – favor
- (f) oral – opposition
- (g) hearing closed

- A. Establish Fiscal Year 2008-2009 Assessment Rates for Landscape Maintenance Districts and Local Lighting Maintenance Districts.
  - (1) Adopt **Resolution No. 2008-\_\_\_\_\_**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 1 (“LMD #1” throughout the City) for Fiscal Year 2008-2009.
  - (2) Adopt **Resolution No. 2008-\_\_\_\_\_**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 2 (“LMD #2” Village of Heritage) for Fiscal Year 2008-2009.
  - (3) Adopt **Resolution No. 2008-\_\_\_\_\_**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 3 (“LMD #3” Hunter’s Ridge) for Fiscal Year 2008-2009.
  - (4) Adopt **Resolution No. 2008-\_\_\_\_\_**, confirming a diagram and assessment, and levying the assessment for Landscape Maintenance District No. 3-1 (“LMD #3-1” Empire Center) for Fiscal Year 2008-2009.
  - (5) Adopt **Resolution No. 2008-\_\_\_\_\_**, confirming a diagram and assessment, and levying the assessment for Local Lighting Maintenance District No. 3 (“LLMD #3 Hunter’s Ridge) for Fiscal Year 2008-2009.

**UNFINISHED BUSINESS:** None

**NEW BUSINESS:** None

**ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

**CITY MANAGER COMMUNICATIONS:**

**ADJOURNMENT:** To an adjourned workshop meeting on Tuesday, August 12, 2008 at 5:00 p.m. in the Executive Conference Room and the regular meeting at 7:00 p.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.