

**CITY OF FONTANA  
CITY COUNCIL SPECIAL MEETING  
JANUARY 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.**

**5:00 P.M. ARTIST SHOWCASE – Theme "African Art; A Look into Culture**

**5:30 P.M. WORKSHOP:**

- A. High Speed Wireless Computer System in Police Vehicles – Dennis Vlasich, Information Technology 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 City of Fontana v. California Contractors  
Case Number SCV SS 144465

CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b)

Number of Cases: One

**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 Oona Ciji Houston, Artist.
- B. Verizon Foundation check presentation to the Fontana Library Foundation in support of the Lewis Library and Technology Center.
- C. Mayor and Council to recognize the following employees:
  - Public Works Employee of the Year:
  - Parks & Landscape Division – David Kurowski
  - Support Services Division – Sal Romero
  - Operations Division – Jose Hernandez

**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 minutes of the December 11, 2008 Regular City Council meeting and the January 8, 2008 Special City Council meeting.
- B. Authorize the City Manager to execute a contract for installation of particulate traps on City diesel fueled vehicles, via piggyback bid with Metropolitan Water District's Bid (VT-172072, PO# 87402) with Ironman Parts and Services.
- C. Accept bid in the amount of \$488,000 and authorize the City Manager to enter into a contract with Oakview Contractors, Inc., for the remodel of 8353 Sierra Avenue and 8492 Wheeler Avenue and authorize a 10% contingency in the amount of \$48,880.
- D. Adopt **Resolution No. 2008-\_\_\_\_**, approving the Redevelopment Agency's use of tax increment funds for certain work pursuant to Health and Safety Code Section 33445 and making certain findings with regard thereto. (Amendment #5 Parsons Brinckerhoff Quade & Douglas, Inc.)
- E. Authorize the City Manager to award an RFP to Integrated Technology and authorize negotiation of a contract agreement to provide telephone system support services in an amount not to exceed \$18,000 per year for standard support services and project technical support not to exceed \$131,000 over the next twelve months.
- F. Adopt the City of Fontana's Statement of Investment Policy for 2008.
- G. Approve contractual services agreements with David Evans & Associates, Dudek Engineering and Environmental, Jones and Stokes, Michael Brandman and Associates, PCR Services Corporation, RBF Consulting, The Planning Consortium, and URS Corporation to provide on-call environmental and planning consulting services and authorize the City Manager to execute the agreements.
- H. (1) Accept as complete the subdivision improvements in Tract No. 16177 located within Sierra Lakes Specific Plan.  
(2) Adopt **Resolution No. 2008-\_\_\_\_**, accepting sewers in Tract No. 16177 as part of the City sewer system.

- I. Authorize the City Manager to execute Amendment No. 2 to the Engineering Services Agreement with LAN Engineering in the amount of \$2,501,570 with a not to exceed total contract amount of \$3,517,853 to provide final design for the I-15/Duncan Canyon Road Interchange Project.
- J. Authorize the City Manager to execute Amendment No. 4 to the existing Waste Disposal Agreement (WDA) with the County of San Bernardino.
- K. (1) Award bid and authorize the City Manager to enter into a construction contract with Tovey/Shultz Construction, Inc., for \$14,560,000 and authorize a contingency amount of \$1,456,000. (Senior Community Center)
- (2) Authorize the Management Services Director to issue a purchase order to Tovey/Shultz Construction in the amount of \$14,560,000.

**Approve Consent Calendar Items “A-K” 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. User Fees for City Services
  - (1) Adopt **Resolution No. 2008-\_\_\_\_\_**, adopting certain new fees and increasing, decreasing or deleting certain existing fees for various services provided by the City.
- B. Zone Change #06-011, Specific Plan No. 03-008 (Fontana Promenade Specific Plan)
  - (1) Find that the previously certified EIR (State Clearinghouse No. 2004071046) prepared for the Fontana Promenade Specific Plan (General Plan Amendment No. 06-011, Zone Change No. 06-011 and Specific Plan No. 03-008), adequately addresses the impacts associated with the project, and direct staff to file a Notice of Determination.
  - (2) Waive further reading of and introduce **Ordinance No. \_\_\_\_\_**, approving Zone Change No. 06-011 to change the Zoning District Map on approximately 125 gross acres of land designated as General Commercial (C-2), and Medium Density Residential (R-2) to Specific Plan No. 25 (Fontana Promenade Specific Plan) and that the reading of the title constitutes the first reading thereof.
  - (3) Waive further reading of and introduce **Ordinance No. \_\_\_\_\_**, approving Specific Plan No. 03-008 (Fontana Promenade Specific Plan), and that the reading of the title constitutes the first reading thereof.

- C. Resolution of Necessity – Jurupa 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 attorneys or their representatives an opportunity to be heard on the issues relevant to the Resolution of Necessity.
  - (2) Make the following findings a 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 public 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. 2008-\_\_\_\_**, declaring that the acquisition by eminent domain of fee and temporary construction easement interests in portions of Assessor's Parcel Numbers: 0255-081-12 and 0255-081-27, certain real property located on Jurupa Avenue, is necessary for street widening, improvements and public infrastructure improvements to Jurupa Avenue, in Fontana California
- D. Resolution of Necessity –Cypress 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 attorneys or their representatives an opportunity to be heard on the issues relevant to the Resolution of Necessity.
  - (2) Make the following findings a 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 public good and the least private injury.
    - (V) The real property to be acquired is necessary for the project.
    - (VI) The offer of just compensation has been made to the property owner.
  - (3) Adopt **Resolution No. 2008-\_\_\_\_**, declaring that the acquisition by eminent domain of fee and temporary construction easement interests in portions of Assessor's Parcel Numbers: 0251-251-50, 0251-251-49, 0251-042-04, 0251-061-12, 0251-164-05, 0251-164- 21, 0251-171-25, 0251-172-40, 0251-181-12, 0251-181-29, 0251-251-47, 0251-321-01, 0251-321-08, 0251-321-09, 0255-021-07, 0255-021-06, 0255-031-27 and acquisition of temporary construction easement interests in a portion of certain real property described as Assessor's Parcel Numbers: 0251-251-50, 0251-251-49, 0251-042-04, 0251-164-21, 0251-181-12, 0251-251-47, 0251-321-09, 0255-021-07, 0255-021-06 and 0255-031-27 and acquisition of a roadway easement interest in a portion of certain real property described as Assessor's Parcel Number 0255-021-07 located on Cypress Avenue, Washington Avenue and Boyle Avenue, in Fontana, California, by eminent domain for transportation and public infrastructure improvements, including the construction of a bridge/overpass to improve traffic flow and to allow greater pedestrian access between Valley Boulevard and Slover Avenue, and other ancillary public right-of-way uses for water, gas, power, drainage, sewer, flood control, communications and landscaping, for the Cypress Avenue overcrossing at Interstate 10, in Fontana, California.

**UNFINISHED BUSINESS:** None

**NEW BUSINESS:** None

**ELECTED OFFICIALS COMMUNICATIONS/REPORTS:**

**CITY MANAGER COMMUNICATIONS:**

**ADJOURNMENT:** To a workshop meeting on February 12, 2008 at 5:00 p.m. and then to the regular meeting at 7:00 p.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.