

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
AUGUST 12, 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. Any public record, relating to an open session agenda item, that is distributed within 72 hours prior to the meeting is available for public inspection in the City Hall lobby located at 8353 Sierra Avenue, Fontana, CA.

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. WORKSHOP:

- A. Proposed Foreclosure Ordinance/SB 1137 (Police Chief Rod Jones)
- B. Agenda Review
- C. City Manager Comments

6:00 P.M. CLOSED SESSION:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: APN 0255-021-17 (Thomas N. Shigekuni Trust)

Negotiator: Deputy City Manager, Debbie Brazill

Under Negotiation: Price and Terms

CONFERENCE WITH REAL PROPERTY NEGOTIATOR PURSUANT TO GOVERNMENT CODE SECTION 54956.8

Property: APN's 0226-184-17, 0226-184-12, 0226-182-14, 0226-182-11 and 0226-182-10

Negotiator: Deputy City Manager, Debbie Brazill

Under Negotiation: Price and Terms

7:00 P.M. – CALL TO ORDER/ROLL CALL:

Present: _____ Absent: _____

PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor/Council Member Roberts

SPECIAL PRESENTATIONS: None

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 22, 2008 Regular City Council meeting.
- B. Adopt **Resolution No. 2008-_____**, supporting the Safe Neighborhoods Act proposed by the California State legislature.
- C. Accept final map for Tract No. 16983 located on Cypress Avenue, north of Foothill Blvd. 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.
- D. Adopt **Resolution No. 2008-_____**, opposing fiscally irresponsible state budget decisions that would “borrow” local government, redevelopment and transportation funds.
- E. Approve the purchase of a tactical crisis response system in the amount of \$30,499.89 from Enforcement Technology Group, Inc.
- F. Approve the purchase of 20 handi-talkies from Motorola in the amount of \$66,151.87.
- G. Accept as complete the work performed by Diversified Landscape Service, Inc., for the construction of the Foothill Blvd. center median landscape project from Almeria Avenue to Tokay Avenue; approve the final construction amount of \$593,017.37 and authorize the City Engineer to execute and file the Notice of Completion for City Project Bid No. SB-14-DE-08.
- H. (1) Adopt **Resolution No. 2008-_____**, determining the sufficiency of the petition requesting formation of proposed Community Facilities District No. 64M.
(2) Adopt **Resolution No. 2008-_____**, with respect to establishment of proposed Community Facilities District No. 64M of the City of Fontana.
(3) Set the public hearing for September 23, 2008, for the formation of the District and call the special election for September 23, 2008.
- I. Adopt **Resolution No. 2008-_____**, approving the execution of a cooperative agreement with the State of California Department of Transportation (CALTRANS) for the design and construction of the I-15/Duncan Canyon Storm Drain (line “A”) Project, Agreement No. 08-1401.
- J. Authorize the City Manager to sign contract exhibits to the Statewide Telecommunications contract known as CALNET-2, authorizing the City to purchase equipment and services at the Statewide discounted rates.
- K. Adopt **Resolution No. 2008-_____**, ratifying the Memorandum of Understanding for the Fontana Police Management Association and the Fontana Police Officers Association.

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 | (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. Administrative Site Plan No. 07-034 and Sierra Business Park Development Agreement Amendment. (Continued from July 8, 2008).
- (1) Find that the project has been reviewed pursuant to the Local Guidelines for implementing the California Environmental Quality Act (CEQA) and adopt a Negative Declaration and direct staff to file the Notice of Determination.
 - (2) Approve Administrative Site Plan No. 07-034 and Sierra Business Park Development Agreement Amendment subject to the attached findings and conditions of approval.
- B. Removing the Circulation Impact Fee for the Infill Development Fee Reduction Program.
- (1) Find that the project has been reviewed under a previously adopted Negative Declaration (Development Code Amendment No. 06-017) pursuant to Sections 15153 through 15164 et. seq. of the California Environmental Quality Act (CEQA) and direct staff to file the Notice of Determination.
 - (2) Adopt **Resolution No. 2008-_____**, removing the Circulation Impact Fee from the Infill Development Fee Reduction Program.
- C. Right of Way – Highland Avenue.
- (1) Adopt **Resolution No. 2008-_____**, declaring the public right-of-way known as a segment of Highland Avenue as unnecessary for present or prospective public use and vacating the same pursuant to Streets and Highways Code §8320 et. seq.
- D. Community Facilities District No. 56M (Annexation No. 3), located north of Foothill Blvd., between Cypress and Juniper Avenues.
- (1) Adopt **Resolution No. 2008-_____**, calling a special election and submitting to the qualified electors of territory proposed to be annexed to Community Facilities District No. 56M of the City of Fontana the question of levying special taxes within the territory proposed to be annexed (Annexation No. 3).
 - (2) Adopt **Resolution No. 2008-_____**, declaring the results of the special election for Community Facilities District No. 56M of the City of Fontana on the proposition of the annual levy of special taxes within the territory proposed to be annexed to said Community Facilities District to pay the costs of certain services to be provided by the

Community Facilities District, determining that the territory proposed to be annexed is added to and part of said Community Facilities District with full legal effect, and ordering the recording of an amendment to the Notice of Special Tax Lien for said Community Facilities District including the territory annexed thereto (Annexation No. 3).

- E. Enforcement of Traffic Laws on Private Streets – Shady Trails Gated Community. Adopt **Resolution No. 2008-_____**, authorizing the enforcement of the California Vehicle Code and Fontana Municipal Code as it relates to traffic on private streets in the gated community known as Shady Trails located in the City of Fontana.

UNFINISHED BUSINESS: None

NEW BUSINESS: None

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

CITY MANAGER COMMUNICATIONS:

ADJOURNMENT: To a workshop meeting on Tuesday, August 26, 2008 at 5:00 p.m. in the Executive Conference Room and then to the regular meeting at 7:00 p.m. in the City Hall Council Chambers, located at 8353 Sierra Avenue, Fontana, CA.

