

**CITY OF FONTANA
CITY COUNCIL REGULAR MEETING
JANUARY 27, 2009
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 Steelworkers Auditorium. To address the Council, please fill out a card located at the entrance to the right 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 Auditorium 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 Steelworker Auditorium lobby located at 8437 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.

STEELWORKERS AUDITORIUM

5:00 P.M. ARTIST SHOWCASE: Josh Hunt, Artist

5:30 P.M. WORKSHOP:

- A. Agenda Review
- B. City Manager Comments

6:00 P.M. CLOSED SESSION:

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 Officer's Brad Guith and Michael Bernholtz as the Police Department "Employees of the Month". (Chief Rod Jones to present)

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 January 13, 2009 Regular City Council meeting.
- B. Accept donations from multiple donors for use in the Fontana Santa Bicycle Give Away and Volunteer Programs.
- C. (1) Accept a grant award in the amount of \$88,694.00 from the United States Department of Homeland Security.
(2) Increase estimated revenues in the amount of \$88,694.00; and, increase appropriations in the amount of \$88,694.00 in Grant Fund 301.
(3) Authorize the Chief of Police or his designee to sign all related grant documents for the term of the grant; and make purchases of equipment as outlined in the grant.
- D. Approve the purchase of a mobile law enforcement license plate recognition system from Pips Technology, Inc., located in Anaheim, California.
- E. (1) Authorize the Purchasing Division to piggy-back off of the California Multiple Award Schedule (CMAS) contracts for the Council Chambers furnishings.
(2) Authorize the Purchasing Division to purchase furnishings for the Council Chamber project in the amount of \$139,783.79 and authorize a 5% contingency in the amount of \$6,989.00.
(3) Designate Tangram Interiors as the installing dealer for the project.
- F. Adopt **Resolution No. 2009-_____**, electing to hear future resolutions of necessity for the construction of the Duncan Canyon Road at Interstate 15 Interchange and authorizing the City's general counsel to direct and approve resolution of necessity processes.
- G. Adopt **Resolution No. 2009-_____**, electing to hear future resolutions of necessity for the reconstruction of the Citrus Avenue at Interstate 10 Interchange and authorizing the City's general counsel to direct and approve resolution of necessity processes.
- H. Authorize the City Manager to execute the first amendment to the agreement for the purpose of reimbursing Citrus and Slover, LLC for additional public improvement costs related to a future shopping center at the southeast corner of Slover Avenue and Citrus Avenue.
- I. (1) Accept bid in the amount of \$299,965.00 and authorize the City Manager to enter into a construction contract with Sully-Miller Contracting Company, Inc., for the construction of the Pacific Electric Inland Empire Trail Segment 3A; and authorize a 10% contingency fund in the amount of \$29,996.50.
(2) Authorize the City Engineer to administratively approve any street closures as necessary for the safe and timely construction of the project.
- J. Adopt **Resolution No. 2009-_____**, approving a Cooperative Agreement with the State of California Department of Transportation (CALTRANS) for project approval and environmental determination (PA&ED) for the I-10/Beech Avenue Interchange Project, Agreement No. 8-1390.
- K. Adopt **Resolution No. 2009-_____**, approving a Cooperative Agreement with the State of California Department of Transportation (CALTRANS) for project approval and environmental determination (PA&ED) for the I-10/Alder Avenue Interchange Project, Agreement No. 8-1391.

L. Authorize the reduction of the performance/labor and materials bonds for the following tracts:

Tract No.	Principal	Bond No.	Bond Amount	Reduce To:
16877	William Lyon	SU5021708	\$1,167,000.00	\$291,750.00
17824	William Lyon	5026111	\$ 386,600.00	\$ 96,650.00

- M. Adopt **Resolution No. 2009-_____**, designating City Officers who are authorized to invest funds for the City of Fontana and repealing Resolution No. 2006-123.
- N. Adopt the City of Fontana Statement of Investment Policy for 2009.
- O. Adopt **Resolution No. 2009-_____**, designating City officers who are authorized to deposit or withdraw funds in the Local Agency Investment Fund for the City of Fontana.
- P. Accept donation from the Bel-Air Swap Meet in the amount of \$5,000.00 for use towards the City’s 2008 Festival of Winter.
- Q. Approve two co-sponsorship applications received from various organizations for Fiscal Year July 1, 2008 through June 30, 2009.
- R. Accept the Department of Justice, Office of Criminal Justice and Planning Grant in the amount of \$89,435.00 for use in the Jack Bulik Teen Center Program.
- S. Waive further reading of and introduce **Ordinance No. _____**, amending Chapter 2, Division 1, Article VII of the Fontana Municipal Code regarding duties of the Department of the City Clerk, that the reading of the title constitutes the first reading thereof.

Approve Consent Calendar Items “A-S” 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. **CONTINUED FROM NOVEMBER 25, 2009:**
 Appeal No. 08-004, located at 11184 Almond Avenue, filed by Tami Wetzel.
 - (1) Deny Appeal No. 08-004, an appeal to the City Council, thereby upholding the unanimous decision of the Planning Commission on August 19, 2008, to deny Appeal No. 08-002, an appeal to the Planning Commission of the Director of Community Development’s decision to deny an extension of time to Conditional Use Permit No. 12562CU/W141-111/04/CUP01.

UNFINISHED BUSINESS: None

NEW BUSINESS:

- A. Discussion and possible action regarding a joint land use tour of Valley Boulevard between stakeholders, staff and policy makers.
- B. Recovery of Legal Expenses in Code Enforcement Actions.
 - (1) Waive further reading of and introduce **Ordinance No. _____**, adding Section 1-13 to Chapter 1 of the Fontana Municipal Code relating to recovery of costs in connection with Code Enforcement activities, that the reading of the title constitutes the first reading thereof.
- C. Fireworks
 - (1) Waive further reading of and introduce **Ordinance No. _____**, adding Article XIII A to Chapter 15 of the Fontana Municipal Code relating to fireworks, that the reading of the title constitutes the first reading thereof.

ELECTED OFFICIALS COMMUNICATIONS/REPORTS:

CITY MANAGER COMMUNICATIONS:

ADJOURNMENT:

To a workshop meeting on Tuesday, February 10, 2009 at 5:00 p.m. and then the regular meeting at 7:00 p.m. in the Steelworkers Auditorium of the Lewis Library and Technology Center located at 8437 Sierra Avenue, Fontana, CA.