

**CITY OF FOUNTAIN VALLEY  
CITY COUNCIL  
AGENCY FOR COMMUNITY DEVELOPMENT**

**MINUTES  
April 7, 2009**

**CLOSED SESSION 6:00 P.M.**

1. (Council) Pursuant to Government Code Section 54957.6 to provide direction to the City's negotiating team of Ray Kromer, Jean Hirai, and Matt Mogensen regarding labor relations with reference to the following employee associations: Professional/Technical Association represented by Bob Kellison and Temo Galvez; Police Officer's Association represented by Rob Sweaza and Eric Orahoad; and the Firefighters Association Local 4530 represented by Erin Wright and Chris Grogan.
  
2. (Agency) Pursuant to Government Code Section 54956.8 to provide direction to the Agency's real property negotiator Ray Kromer regarding real property negotiations with Mike Barreiro for property located at 18095 Mt. Shay St., Fountain Valley, CA.

City Attorney Alan R. Burns reported the Council had reconvened from a closed session and that no recordable action was taken. The City Manager was given authority on both of these sessions for further negotiations.

**CALL TO ORDER**

Mayor Carrozzo called the Fountain Valley Council meeting to order at 7:04p.m.

**INVOCATION**

Pastor Tim Philips of the King of Glory Lutheran Church gave the invocation.

**SALUTE TO THE FLAG**

Council Member John Collins led the salute to the flag of the United States.

**ROLL CALL**

Council Members Present: Nagel, Crandall, Carrozzo, Collins, Brothers  
Council Members Absent: None

**Also Present:** City Manager Ray Kromer, City Attorney Alan Burns, Finance Director/City Treasurer Elizabeth Fox, Management Analyst Matt Mogensen, Personnel Manager Jean Hirai, Planning Director Andy Perea, Police Chief Paul Sorrell, Public Works Director/City Engineer Mark Lewis and City Clerk Robin Roberts.

## APPROVAL OF MINUTES

(Council/Agency) Consideration of the approval of the minutes of the regular City Council/Agency for Community Development meeting held on March 17, 2009 as distributed.

- **Motion by Council Member Collins, second by Council Member Brothers to approve the minutes of the City Council/Agency for Community Development meeting held on March 17, 2009 as distributed.**

Ayes: Nagel, Crandall, Collins Brothers, Carrozzo

Noes: None

**Motion Carried**

## PRESENTATIONS

Mayor Pro Tem Larry Crandall presented a Proclamation to Gilbert Flores of the Census Bureau in support of the City's partnership with the 2010 Census.

Council Member Brothers presented a Proclamation to Vanessa Van Nguyen, representative of Donate Life California proclaiming April National DMV/Donate Life California Month.

Mayor Guy Carrozzo presented Certificates of Recognition to the Fountain Valley AYSO Region 5, under 10 Boys Gold All-Star Soccer Team and their Coaches.

## READING OF ORDINANCES

- **Motion by Council Member John Collins, second by Mayor Pro Tem Larry Crandall to waive the reading in full of all ordinances under consideration and direct the Mayor to read by titles only.**

Ayes: Nagel, Crandall, Collins Brothers, Carrozzo

Noes: None

**Motion Carried**

## Introduction of Ordinance

1. Introduction of an Ordinance of the Fountain Valley City Council adding Chapter 14.37 to the Fountain Valley Municipal Code (FVMC) pertaining to Closed Circuit Television (CCTV) of private sewer laterals and passage to a second reading for adoption.

**ORDINANCE** An Ordinance of the Fountain Valley City Council adding Chapter 14.37 to the Fountain Valley Municipal Code (FVMC) pertaining to Closed Circuit Television of private sewer laterals.

- **Mayor Carrozzo pulled Item #1 from the Council Agenda pursuant to the Red Folder Item Memorandum by City Manager Ray Kromer.**

## CONSENT CALENDAR

Consent Calendar Item 2 was pulled for further consideration.

3. **(Council)** Approval of a revised City Council Policy pertaining to Public Notification – Planning and Land Use Matters.
4. **(Council)** Acceptance of a proposal and award of a professional services contract to Petra Geotechnical in the amount of \$32,800.00 for material testing services for the Collector Streets Rehabilitation Project GT161.
5. **(Council)** Approval of traffic signal maintenance agreements between the City of Fountain Valley, the City of Westminster, and the City of Huntington Beach.
6. **(Council)** Approval of agreement with the County of Orange and the City of Fountain Valley regarding toll statute of limitations for claims concerning property tax administration fee.
7. **(Council)** Acceptance of quotations and award of a contract to: 1) Artistic Maintenance in the amount of \$35,635.20 to provide landscape maintenance services for Westmont, Fulton, Courreges, and Harper Parks; and 2) Spectrum Care in the amount of \$49,884 to provide landscape maintenance services for medians and arterial parkways.
8. **(Agency)** Approval of: 1) The Final Closeout Agreement and Release of all Claims for Hood Corporation Contract 07-42; 2) Contract No. 07-42 Change Order Nos. 1, 2, 3, and 4; and 3) Amendment of the Fountain Valley Agency for Community Development Fiscal Year 08/09 Budget in the amount of \$5,830.02.

➤ **Motion by Council Member John Collins second by Council Member Cheryl Brothers to approve Consent Calendar Items 3 through 8.**

Ayes: Nagel, Crandall, Collins, Brothers, Carrozzo

Noes: None

**Motion Carried**

2. **(Council)** Authorization to amend and renew Contract No. 04-47 with Charles Abbott Associates, Inc. for building and inspection services to the City of Fountain Valley.

➤ **Motion by Council Member Steve Nagel, second by Mayor Pro Tem Larry Crandall to pull Item 2 from the Consent Calendar and request that it is brought back to the next scheduled Council meeting to provide further consideration regarding of one-year versus two-year term for the amended agreement.**

Ayes: Nagel, Crandall, Collins, Brothers, Carrozzo

Noes: None

**Motion Carried**

## ADMINISTRATIVE ITEMS

Presentation by Rose Casey, Program Manager for Orange County Transportation Authority (OCTA) regarding the San Diego Freeway Interstate 405 Improvement Project.

Rose Casey Program Manager for the Orange County Transportation Authority gave a PowerPoint Presentation on the forthcoming construction of the I-405 Improvement Project; stating the current and projected traffic volumes, the project alternatives, environmental phase schedule, scoping meeting purpose and meeting locations.

Ms. Casey then responded to Council questions including eminent domain, stating that the plan will be to stay within existing right-of-ways, that they are trying to be mindful of locally preferred strategies approved by the OCTA Board and options to stay within those guidelines and still add new lanes and clarification that discussion of the High Occupancy Toll (HOT) relates to the area on the I-405 from State Route 73 to the I-605. There was further discussion regarding the plans for the monument sign on the I-405 when entering Orange County and Ms. Casey stated she was unaware of the current time frame for said sign placement.

## PRESENTATION OF DEMANDS

(1) Council Ratification of Payroll: 258709, 264780-264787 and Direct Deposit Vouchers as listed in the report.

- **Motion by Mayor Pro Tem Crandall, second by Council Member Collins to ratify the payroll listed in the report provided by the Finance Director/City Treasurer by the following roll call vote:**

Ayes: Nagel, Collins, Crandall, Brothers, Carrozzo  
Noes: None

**Motion Carried**

(2) Council Consideration of Register of Demands: 170273-170533, ACH Vendor Payments; and Electronic Transfers as listed in the report.

- **Motion by Mayor Pro Tem Crandall, second by Council Member Collins to approve the register of demands listed in the report provided by the Finance Director/City Treasurer by the following roll call vote:**

Ayes: Nagel, Collins, Crandall, Brothers, Carrozzo  
Noes: None

**Motion Carried**

(3) Agency Register of Demands: Electronic transfers as listed in the report.

- **Motion by Mayor Pro Tem Crandall, second by Council Member Nagel to approve the register of demands listed in the report provided by the Finance Director/City Treasurer by the following roll call vote:**

Ayes: Nagel, Collins, Crandall, Brothers, Carrozzo  
Noes: None

**Motion Carried**

**PUBLIC APPEARANCES -- ORAL COMMUNICATIONS (Unscheduled Matters Only)**

Richard McDermott, an Irvine resident, spoke of his frustration over not being able to acquire and keep prospective tenants in the building located at the southwest corner of Warner and Bushard due to prohibitive requirements by the Fountain Valley Planning Department.

**COUNCIL/AGENCY COMMENTS** (Outside Committee Activities, AB1234 Reporting and General Comments)

Mayor Pro Tem Larry Crandall announced that Senator Barbara Boxer's plans to attend the Orange County Sanitation District fundraising project fell through so she did not attend. Senator Harman of the 35<sup>th</sup> Senate District named Sandra Crandall as Woman of the Year.

Council Member Steve Nagel mentioned that he and City Manager Ray Kromer met with Mr. Davis of the Orange County Library Board with regards to the hours of operation for the Fountain Valley Library. He also noted he attended the Orange County Water Advisory Board meeting last Friday.

Council Member John Collins announced his attendance at the March 23<sup>rd</sup> meeting of the Orange County Transportation Authority Board of Director's meeting. He also congratulated Chief of Police Paul Sorrell on the success of the Every 15 Minutes Program stating how very powerful and informative the program is to young adults. On April 3<sup>rd</sup> Council Member Collins attended the Water Advisory Committee of Orange County (WACO) meeting regarding the Colorado River water capabilities. He further stated his attendance at the Disabled Committee Dance on April 3<sup>rd</sup>.

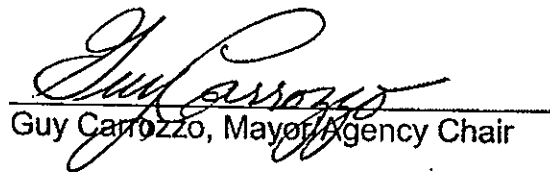
Mayor Carrozzo announced his attendance at the Every 15 Minutes Program, his attendance at the March 26<sup>th</sup> Water Forum at the Recreation Center for Homeowner Associations to discuss water conservation; and his attendance at the March 27<sup>th</sup> Legislative Reception with Orange County legislators.

**ADJOURNMENT**

Mayor Carrozzo adjourned the City of Fountain Valley City Council and Agency for Community Development meeting at 7:54 p.m. to the next scheduled meeting of April 21, 2009.



Robin Roberts, City Clerk/Agency Secretary



Guy Carrozzo, Mayor/Agency Chair