

CITY OF FOUNTAIN VALLEY

REGULAR COUNCIL MEETING August 19, 2008

A G E N D A

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in City Council/Agency for Community Development meetings, please contact the City Clerk's Office at (714) 593-4445. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to the meeting.

CLOSED SESSION 6:30 p.m.

Joint Closed Session of the Fountain Valley City Council and Fountain Valley Agency for Community Development

Pursuant to Government Code Section 54956.8 a Closed Session will be held for the Fountain Valley City Council and Fountain Valley Agency for Community Development to discuss with the Agency real property negotiator Ray Kromer, regarding his discussions with Mark Lantzman regarding real property located at 11520 Edinger Avenue.

CALL TO ORDER 7:00 p.m.

INVOCATION Pastor Brent Wagner of Voyage Church

SALUTE TO THE FLAG Mayor John J. Collins

ROLL CALL Ayer, Carrozzo, Collins, Crandall, Brothers

APPROVAL OF MINUTES

Consideration of approval of the minutes of the regular City Council meeting held on July 15, 2008 as distributed.

PRESENTATIONS

There are no presentations scheduled for this meeting.

AGENDA COMMUNICATIONS: *Materials related to an item on this Agenda submitted to the Council/Agency after distribution of the agenda packet are available for public inspection in the City Clerk's office at 10200 Slater Avenue, Fountain Valley, CA 92708 during normal business hours.*

PUBLIC APPEARANCES -- ORAL COMMUNICATIONS -- (Scheduled Matters Only)

Persons wishing to address the Council on the following agenda items should identify themselves and the items they wish to speak on at this time by providing a completed blue speaker card to the City Clerk. Speakers must limit remarks to five minutes on all items and will be summoned to speak at the appropriate time. Comments must be related to items that are within the subject matter of the City Council's jurisdiction. When addressing the Council, please address the Council as a body through the Mayor. Comments to individuals or staff are not permitted.

PUBLIC HEARING

1. Conduct a Public Hearing and Consideration to Adopt a Resolution of the Fountain Valley City Council Declaring its Intention to Establish Underground Utility District No. 9 and Order the Removal of Overhead Utility Facilities and the Installation of Underground Facilities in Said District

Resolution No. 9183 A Resolution of the City Council of the City of Fountain Valley Establishing Underground Utility District No. 9 and Order the Removal of Overhead Utility Facilities and the Installation of Underground Facilities in said District

Staff is recommending the City Council conduct the public hearing and adopt a resolution of the City Council declaring its intention to establish Underground Utility District No. 9 and order the removal of overhead utility facilities and the installation of underground facilities in said district.

Report by Temo Galvez P.E., Civil Senior Engineer

Mayor Collins to conduct the public hearing.

READING OF ORDINANCES:

ACTION: If desired, motion to waive the reading in full of the ordinance under consideration and direct the Mayor to read by title only.

ORDINANCES FOR INTRODUCTION

2. Introduction of an Ordinance Adopting Informal Bidding Procedures Thereby Amending Section 2.36.080 of the Fountain Valley Municipal Code and Passage to a Second Reading for Adoption and Acceptance of a Resolution Electing to be Subject to the Procedures of the Uniform Public Construction Cost Accounting Act for Public Works Projects.

Ordinance No. 1423

An Ordinance of the City Council of the City of Fountain Valley Establishing Public Contract Cost Accounting Procedures

Resolution No. 9179

A Resolution of the City Council of the City of Fountain Valley Electing to be Subject to the Uniform Construction Cost Accounting Procedures to Administer Public Construction Projects and Directing the City Clerk to Notify the Controller Thereof

Staff is recommending the City Council accept Ordinance No. 1423, an ordinance of the City of Fountain Valley City Council establishing public contract cost accounting procedures thereby amending section 2.36.080 of the Fountain Valley Municipal Code and passage to a second reading for adoption; and adopt Resolution No. 9179 a resolution of the City of Fountain Valley City Council electing to be subject to the Uniform Construction Cost Accounting Procedures

Report by Matthew Mogensen, Management Analyst

Action: If desired motion to:

- a) Introduce Ordinance No. 1423, an Ordinance of the City Council of the City of Fountain Valley Establishing Public Contract Cost Accounting Procedures.
- b) Adopt a Resolution No. 9197, a Resolution of the Fountain Valley City Council Electing to be Subject to the Uniform Construction Cost Accounting Procedures to Administer Public Construction Projects, and Direct the City Clerk to notify the Controller thereof.

CONSENT CALENDAR

All matters listed under the CONSENT CALENDAR are considered by the Council to be routine and will be enacted by one motion by the form listed below. There will be no separate discussion of the items prior to the time the Council votes on the motion unless members of the Council, Staff, or the Public request specific items to be discussed and/or removed from the CONSENT CALENDAR for separate action.

ACTION: If desired, motion to approve Items 3 through 15.

3. Approval of a Resolution Amending Council Resolution No. 9128 Authorizing the City of Fountain Valley to Participate in the Integrated Law and Justice Agency for Orange County (ILJAOC) and Authorizing the Mayor to Execute the Amended Joint Powers Agreement (JPA), and Authorizing the City Manager to Execute any Related Documents Consistent with the Implementation of this Agreement

RESOLUTION NO. 9184 A Resolution of the City Council of the City of Fountain Valley Approving an Amendment to the Joint Powers Agreement for the Integrated Law and Justice Agency for Orange County

Staff is recommending the City Council approve Resolution No. 9184 authorizing the City of Fountain Valley to participate in the Integrated Law and Justice Agency for Orange county (ILJAOC) and to authorize the Mayor to execute the amended Joint Powers Agreement (JPA), and to authorize the City Manager to execute any related documents consistent with the implementation of the agreement.

4. Acceptance of Proposal and Award of a Contract for the Citywide Traffic Signal Local and Coordination Timing Update Project to Albert Grover and Associates for \$190,000

Staff is recommending the City Council accept the proposal and award a contract for the citywide traffic signal location and coordination timing update project to Albert Grover & Associates for \$190,000.

5. Amendment to the 2008-2009 Budget and Authorize the Expenditure of \$23,070 From the Asset Forfeiture Funds for Refurbishment Costs of the Police Dispatch Center and Waive the Bidding Requirements Per Fountain Valley Municipal Code 2.36.120(a)

Staff is recommending the City Council amend the 2008-2009 budget and authorize the expenditure of \$23,070 from Asset Forfeiture Funds for refurbishment costs of the Police Dispatch Center and waive the bidding requirements per Fountain Valley Municipal Code 2.36.120(a).

6. Authorization to Advertise for Bids For the Removal and Replacement of the HVAC Boilers at City Hall, Project No. 62-9-92722-4-4822, and the Police Department, Project No. 62-9-71419-4-4822 and Amendment of the FY 2008-09 General Fund Budget in the amount of \$34,000

Staff is recommending the City Council authorize staff to advertise for bids for the removal and replacement of the HVAC boilers at City Hall, Project No. 62-9-92722-4-4822 and the Police Department, Project No. 62-9-71419-4-4822 and amend the FY 2008-09 General Fund Budget in the amount of \$34,000.

7. Approval to Waive the Bidding Requirements pursuant to Fountain Valley Municipal Code 2.36.120(5) and Issue a Purchase Order for \$124,287 for Five (5) Ford Crown Victoria's Through the Existing Contract with Los Angeles County Held by Wondries Fleet Group and Authorization to Dispose of Existing Vehicles by Means that Best Meet the City's needs.

Staff is recommending the City Council grant approval to waive the bidding requirements according to Fountain Valley Municipal Code 2.36.120(5); issue a purchase order for \$124,187 for five (5) Ford Crown Victoria's through an existing contract with Los Angeles County, held by Wondries Fleet Group and authorize the disposal of the existing vehicles by means that best meet the City's needs.

8. Approve the Appropriation of the Donated Funds from the Classic Car and Truck Show to the Fountain Valley Community Foundation's Bank Account in the Amount of \$15,095

Staff is recommending the City Council approve the appropriation of the Classic Car and Truck Show donated funds to the Fountain Valley Community Foundation bank account in the amount of \$15,095.

9. Amendment of the Fiscal Year 2008-09 Fleet Management Budget and Transfer of \$20,400 From the Pollution Reduction Fund (FUND 26) to the Fleet Management Budget for the Purchase and Installation of Secondary Battery Systems for Selected Field Services Vehicles

Staff is recommending City Council approve the amendment of the FY 2008-09 Fleet Management Budget and transfer of \$20,400 from the Pollution Reduction Fund (FUND 26) to the Fleet Management Budget for the purchase and installation of secondary battery systems for selected Field Services vehicles.

10. Approval of Contract Amendment No. 1 to Contract No. 08-22 (Iteris) for \$178,772; Change Order No. 1 to Contract No. 08-23 (Steiny) for \$182,913 for Fiber Optic Communication from City Hall to the Recreation Center, the Corporate Yard and for the Intelligent Transportation System (ITS) Elements Upgrade, Project No. TI 153 and Amendment of the Water Fund for FY 2008-09 in the amount of \$51,378

Staff is recommending City Council approve Contract Amendment No. 1 to Contract No. 08-22 (Iteris) for \$178,772; Change Order No. 1 to Contract No. 08-23 (Steiny) for \$182,913 for fiber optic communication from City Hall to the Recreation Center; the Corporate Yard and the Intelligent Transportation System (ITS) Elements Upgrade, Project No. TI 153 and amendment of the Water Fund for FY 2008-09 in the amount of \$51,378.

11. Approval of Amendment No. 1 to Contract No 05-04, AKM Consulting Engineers, in an Amount not to Exceed \$18,220 for Engineering Services Related to the Rehabilitation of Well No. 6, project No. WU 703

Staff is recommending the City Council approve Amendment No. 1 to Contract No. 05-04 in an amount not to exceed \$18,220 to AKM Consulting Engineers for engineering services related to the rehabilitation of Well No. 6, Project No. WU 703.

12. Review the Status of the Emergency Repairs of the Civic Center Heating, Ventilation, and Air Conditioning System

Staff is recommending the City Council authorize staff to continue with the emergency repairs to the Civic Center HVAC system in accordance with Public Works Projects – Emergency Exception, Section 2.36.090 of the Fountain Valley Municipal Code.

13. Award of a Contract to Chris Ketz to Provide Environmental Services for the Warner/Newhope Specific Plan Amendment in an Amount not to Exceed \$50,700

Staff is recommending City Council award a contract to Chris Ketz to provide environmental services for the Warner/Newhope Specific Plan Amendment in an amount not to exceed \$50,700.

14. Review of the Current Status of the Emergency Repairs to the Well Casing for Well No. 4

Staff is recommending City Council authorize staff to continue with the emergency repairs to the well casing for Well No. 4 in accordance with the Public Works Projects – Emergency Exception, Section 2.36.090 of the Fountain Valley Municipal Code.

15. Set a Public Hearing to Consider FY 2007-08 Consolidated Annual Performance and Evaluation Report (CAPER)

Staff is recommending the City Council set the public hearing to consider the City of Fountain Valley's F.Y. 2007-08 Consolidated Annual Performance and Evaluation Report (CAPER) for the September 16, 2008 City Council Meeting.

ADMINISTRATIVE ITEMS

There are no administrative items scheduled for this meeting.

PRESENTATION OF DEMANDS

- (1) Ratification of Payroll: 264314, 264418-264439, 258692 and Direct Deposit Vouchers as listed in the reports

- (2) Consideration of Register of Demands: 166522-167149 and ACH Vendor Payments, and electronic transfers as listed in the report

RECESS TO A MEETING OF THE FOUNTAIN VALLEY AGENCY FOR COMMUNITY DEVELOPMENT

RECONVENE TO THE MEETING OF THE FOUNTAIN VALLEY CITY COUNCIL

PUBLIC APPEARANCES -- ORAL COMMUNICATIONS (Unscheduled Matters Only)

(Speakers Must Limit Remarks to Five Minutes)

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

ADJOURNMENT

Mayor Collins to adjourn the City of Fountain Valley City Council meeting to the next scheduled meeting on Tuesday, September 16, 2008.

I, Robin Roberts, City Clerk of the City of Fountain Valley, California, do hereby certify under penalty of perjury under the laws of the State of California that I caused the foregoing Agenda for the Regular Council Meeting to be posted on the bulletin board in front of City Hall at 10200 Slater Avenue, Fountain Valley, California on August 15, 2008.

Robin Roberts, CMC
City Clerk