

**CITY OF FOUNTAIN VALLEY**  
**REGULAR COUNCIL MEETING**  
**May 6, 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.*

**LEGISLATIVE COMMITTEE:** 6:15 p.m. Fountain Valley Legislative Committee will meet in the City Council Conference Room

**CLOSED SESSION:** 6:30 P.M. Pursuant to Government Code Section 54956.8 a closed session will be held for City Council to confer with the City of Fountain Valley and Fountain Valley Agency for Community Development real property negotiator Ray Kromer about his discussion with Charles Yi concerning real property located at 11360 Warner Avenue, Fountain Valley

**CALL TO ORDER 7:00 p.m.**

**INVOCATION** Mayor Pro Tem Guy Carrozzo

**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 April 15, 2008 as distributed.

**PRESENTATIONS**

- Presentation by Mayor John J. Collins for Grad Night to Carmela Sandoval of Los Amigos Grad Nite Committee; Marleen Ruud and Tammy Patrick of Ocean View High School Grad Nite Committee; Drue Trott of Fountain Valley High School Grad Nite Committee; and Zina Vo, Senior Class President of La Quinta High School
- Presentation of a proclamation in recognition of Buddy Poppy Month

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

**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.

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.

## READING OF ORDINANCES

There are no ordinances for introduction or adoption scheduled for this meeting.

## PUBLIC HEARINGS

1. PUBLIC HEARING – Approval of the Proposed FY 2008-2009 Community Development Block Grant (CDBG) annual Action Plan

*Staff is recommending the City Council receive public testimony regarding the FY 2008-2009 Action Plan, approve the Plan and authorize the City Manager to execute all documents necessary to submit the final CDBG FY 2008-2009 Action Plan to the U.S. Department of Housing and Urban Development (HUD) as required.*

***Report by Housing Coordinator Brent Hoff***

## 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 2 through 13***

2. Set a Public Hearing for May 20, 2008, for the Adoption of a Resolution of Intention to Vacate and Quitclaim Lot "B" and Lot "C" of Tract 4638 Located on Olive Circle and Mulberry Circle

*Staff is recommending City Council advise staff to set a public hearing to adopt a resolution of intent to vacate and quitclaim Lot "B" and Lot "C" of Tract 4638 located on Olive Circle and Mulberry Circle.*

3. Approval of a Resolution of the City Council of the City of Fountain Valley Authorizing the Destruction of Police Department Records

**RESOLUTION NO. 9168** A Resolution of the City Council of the City of Fountain Valley Authorizing the Destruction of Police Department Records

*Staff is recommending City Council adopt Resolution No. 9168 authorizing the destruction of Police Department records as set forth in Exhibit A of the resolution.*

4. Approve the Appropriation of Donated Funds and Amend the 2007/2008 Fiscal Year Budget in the Amount of \$8,400 for the City of Fountain Valley's Classic Car and Truck Show

*Staff is recommending City Council authorize the appropriation of donated funds to the Classic Car and Truck Show expenditure account and amend the FY 2007-2008 budget in the amount of \$8,400. Staff is also recommending granting the City Manager authorization to transfer future donations for the Classic Car and Truck Show to the same expenditure account.*

5. Approve the Appropriation of the City's 50<sup>th</sup> Anniversary Donated Funds to the Fountain Valley Community Foundation Fund in the Amount of \$20,334.08

*Staff is recommending City Council authorize the appropriation of the donated funds to the Fountain Valley Community Foundation's bank account in the amount of \$20,334.08.*

6. Approval of Contract Change Order No. 8 to Contract No. 07-17 (Valley Crest Landscape Development) in the Amount of \$89,639.86 for the Recreation Center Master Plan Expansion, Project No. PI 790

*Staff is recommending City Council approve Contract Change Order No. 8 to Contract No. 07-17, in the amount of \$89,639.86 for the Recreation Center Master Plan Expansion.*

7. Acceptance of Proposal and Award of a Contract to Willdan Inc. in the amount of \$80,575 for Construction Inspection Services for the Rehabilitation and Resurfacing of Talbert Avenue, Brookhurst Street, and Ellis Avenue, Project No. TI 612 and No. TI 363.

*Staff is recommending City Council accept the proposal and award a contract to Willdan Inc., in the amount of \$80,575 for construction inspection services for the rehabilitation and resurfacing of Talbert Avenue, Brookhurst Street, and Ellis Avenue, Project No. TI 612 and No. TI 363.*

8. Approval of Contract Change Order No. 1 and Final Closeout Agreement and Release of All Claims on Contract No. 07-54 (*Silvia Construction, Inc.*) for the Asphalt Concrete Resurfacing on Various Residential Streets Throughout the City, Project No. GT 229-B

*Staff recommends City Council approve Contract Change Order No. 1 and the Final Closeout Agreement and Release of all Claims on Contract No. 07-54 for the asphalt concrete resurfacing on various residential streets throughout the City, Project No. GT 229-B*

9. Approval of Contract Change Order No. 2 and Final Closeout Agreement and Release of All Claims for the Rehabilitation of the Police Department Building Project No. 62.9.71416.4.4822, Contract No. 07-20 (*Thomco Construction*)

*Staff recommends City Council approve Contract Change Order No. 2 and Final Closeout Agreement and Release of All Claims for the rehabilitation of the Police Department building Project No. 62.9.71416.4.4822, CON 07-20*

10. Approval of the Plans and Specifications and Authorization to Advertise for Bids for the Drilling, Construction, Development, and Testing of Well No. 9, Project No. WU 832

*Staff recommends City Council approve the plans and specifications and authorize staff to advertise for bids the drilling, construction development and testing of Well No. 9, Project No. WU 832.*

11. Review of the Current Status of the Emergency Repairs to the Well Casing for Well No. 4 in Accordance with the Public Projects – Exception, Section 2.36.115 of the Fountain Valley Municipal Code

*Staff is recommending City Council authorize staff to continue with the emergency repairs to Well No. 4 well casing in accordance with the Public Projects – Exception, Section 2.36.115 of the Fountain Valley Municipal Code.*

12. Approval To: **(1)** Waive Bidding Requirements in Accordance with Fountain Valley Municipal code 2.36.110 (5); **(2)** Issue a Purchase Order in the Amount of \$17,959.09 for the Purchase and Installation of Carpeting Through Existing Cooperative Contracts Through the State of California Held by Shaw Industries Inc. for the Rehabilitation of Fire Station No. 1 Project No. 62.9.61002.4.4822; and **(3)** Amend the FY 2007-08 Government Building Fund Budget in the Amount of \$17,959.09

*Staff recommends City Council approve item 1) to waive the bidding requirements in accordance with Fountain Valley Municipal Code 2.36.110 (5); 2) authorize staff to issue a purchase order in the amount of \$17,959.09 for the purchase and installation of carpet through existing cooperative contracts through the State of California held by Shaw Industries, Inc., for the rehabilitation*

of Fire Station No. 1 Project No. 62.9.61002.4.4822; and 3) amend the FY 2007-08 Government Building Fund budget in the amount of \$17,959.09.

13. Approval To: **1)** Waive the Bidding Requirements in Accordance with Fountain Valley Municipal Code 2.36.110 (5); **2)** Issue a Purchase Order in the Amount of \$32,002.76 for the Purchase of Playground Equipment Through an Existing Contract with California Multiple Award Schedule (CMAS) Held by Miracle Recreation Equipment Company for Westmont Park Project No. GF 403; **3)** Approve the Specifications and Authorization to Advertise for Bids for the Installation of Playground Surfacing Material and City Supplied Playground Equipment at Westmont Park, Project No. GF 403 and; **4)** Amend the FY 2007-08 General Fund budget in the Amount of \$39,300

*Staff recommends City Council 1) waive the bidding requirements in accordance with Fountain Valley Municipal Code 2.36.110 (5); 2) issue a purchase order in the amount of \$32,002.76 for the purchase of playground equipment through an existing contract with California Multiple Award Schedule (CMAS) held by Miracle Recreation Equipment Company for Westmont Park Project No. GF 403; 3) approve the specifications and authorize staff to advertise for bids for the installation of playground surfacing material and City supplied playground equipment at Westmont Park, Project No. GF 403 and; 4) amend the FY 2007-08 General Fund budget in the amount of \$39,300.*

## **ADMINISTRATIVE ITEMS**

There are no administrative items scheduled for this meeting.

## **PRESENTATION OF DEMANDS**

- (1) Ratification of Payroll: 258679 – 258681, 264280 – 264285 and Direct Deposit Vouchers as listed in the reports
- (2) Consideration of Register of Demands: 165161 – 165520; ACH Vendor Payments; and electronic transfers as listed in the report

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

**RECONVENE MEETING OF THE CITY COUNCIL OF THE CITY OF FOUNTAIN VALLEY**

**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** in memoriam of Robert McMahan

Mayor to adjourn the City of Fountain Valley City Council meeting to the next regularly scheduled meeting May 20, 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 May 2, 2008.

Robin Roberts, CMC  
City Clerk