

**CITY OF FOUNTAIN VALLEY**  
**City of Fountain Valley City Council**  
**And**  
**Agency for Community Development**  
**Minutes**  
**Special/Regular Meeting**  
***June 1, 2010***

**CLOSED SESSION** 6:30 p.m.

Conference with Labor Negotiator pursuant to Government Code Section 54957.6:

**Agency Negotiators**

- Ray Kromer, City Manager
- Jean Hirai, Personnel Manager
- Matt Mogensen, Assistant to the City Manager
- Sherri Holman, Finance Director

**Employee Organizations**

- Fountain Valley Police Officers Association
  - Fountain Valley Police Officers Management Unit
  - Fountain Valley Firefighters Association IAFF Local 4530
  - Individually Represented Battalion Chiefs
  - Professional and Technical Association
  - Fountain Valley General Employees Association
  - Fountain Valley Municipal Employees Association

**Non-Represented**

- Administrative Officers

Mayor/Council Chair Crandall called the regular Council/Agency meeting to order at 7:05 p.m.

Mayor/Council Chair Crandall announced there was no action taken by Council during Closed Session.

**INVOCATION**

Pastor Brent Wagner of Voyage Church gave the invocation

**SALUTE TO THE FLAG**

Council/Agency Member John Collins gave the salute to the flag of the United States.

**ROLL CALL** Council/Agency Member Nagel, Mayor Pro Tem/Agency Vice-Chair Brothers, Mayor/Agency Chair Crandall, Council/Agency Member Carrozzo, Council/Agency Member Collins **ALL PRESENT**

### **STAFF MEMBERS PRESENT**

Planning/Building Director Andy Perea, Public Works Director/City Engineer Mark Lewis, Finance Director/City Treasurer Sherri Holman, Personnel Manager Jean Hirai, Housing Coordinator Brent Hoff, Assistant to the City Manager Matt Mogensen, Assistant Engineer Stay DeLong, City Planner Steve Ayers, Chief of Police Paul Sorrell, City Manager Ray Kromer, City Attorney Alan R. Burns, Deputy City Clerk Kathy Heard

### **ANNOUNCEMENT OF LATE COMMUNICATIONS**

Deputy City Clerk Kathy Heard announced the following late communications received by the City Clerk's office:

- Response to memo from Peter Whittingham from Housing Coordinator Brent Hoff.
- Change to Administrative Item #9, page 93, #11 of the agreement.

### **APPROVAL OF MINUTES**

**(Council/Agency)** Consideration of approval of the minutes of the City Council/Agency for Community Development meeting held on May 18, 2010, as distributed.

***Motion by Council/Agency Member Collins, second by Council/Agency Member Carrozzo to approve the minutes of the City Council/Agency for Community Development meeting held on May 18, 2010 as distributed.***

**Ayes:** Nagel, Carrozzo, Collins, Brothers, Crandall

**Noes:** None

***Motion Adopted 5-0***

### **PRESENTATIONS**

- Southern California Edison Public Affairs Region Manager Eddie Marquez gave a presentation on smart metering, rates and Green Energy along with presenting a plaque to City Council for the City's "Going Green" efforts.
- Mayor Crandall presented Certificates of Recognition to Disneyland Resort Scholarship recipients, Kate Gasparro and Anthony Pham.
- Mayor Crandall presented Certificates of Recognition to the members of the AYSO Region 117 Girls 12U Gold All-Star.

### **ORDINANCES FOR ADOPTION**

1. **(Council)** Adoption of Ordinance No. 1445 establishing capacity requirements for sewer connections to the City's sewer system.

**ORDINANCE NO. 1445** An Ordinance of the Fountain Valley City Council Amending the Fountain Valley Municipal Code Pertaining to Sewer Connections

***Motion by Council/Agency Member Collins, second by Mayor Pro Tem/Agency Vice-Chair Brothers to adopt Ordinance 1445, an ordinance establishing capacity requirements for sewer connections to the City's sewer system.***

**Ayes: Nagel, Carrozzo, Collins, Brothers, Crandall**

**Noes: None**

**Motion Adopted 5-0**

2. **(Council)** Adoption of Ordinance No. 1446 establishing a clean-up ordinance codifying all paramedic fees.

**ORDINANCE NO. 1446** An Ordinance of the Fountain Valley City Council Amending the Chapter for Paramedic Fees

***Motion by Council/Agency Member Collins, second by Council/Agency Member Nagel to adopt Ordinance 1446, an ordinance establishing a clean-up ordinance codifying all paramedic fees.***

**Ayes: Nagel, Carrozzo, Collins, Brothers, Crandall**

**Noes: None**

**Motion Adopted 5-0**

### **CONSENT CALENDAR**

3. **(Council)** Acceptance of a proposal and award of a contract for citywide traffic signal and coordination timing on-call and maintenance services to Albert Grover and Associates in an amount not to exceed \$25,000.
4. **(Council)** Approval to issue a purchase order to 3T Equipment Co., the low bidder, for the purchase of a Camel 200 Jet Rodder (sewer vactor) in the amount of \$352,390.
5. **(Council/Agency)** Adoption of a Resolution of the Fountain Valley City Council authorizing applications to the OCTA for their Transportation Enhancement (TE) Funding Program for: (1) Brookhurst Gateway Project; and (2) Industrial Sidewalk Improvement Project for Euclid Street and Slater Avenue.

**RESOLUTION NO. 9251** A Resolution of the City Council of the City of Fountain Valley Authorizing Application for Funds for the Transportation Enhancement (TE) Program Under the 2005 Safe, Accountable, Flexible, Efficient, Transportation Equity Act - Legacy for Users for (1) Brookhurst Gateway Project; and (2) Industrial Sidewalk Improvement Project for Euclid Street and Slater Avenue

6. **(Council)** Adoption of a Resolution of the City Council of the City of Fountain Valley concerning the status of the Circulation Element for the City of Fountain Valley.

**RESOLUTION NO. 9252** A Resolution of the City Council of the City of Fountain Valley Concerning the Status of the Circulation Element for the City of Fountain Valley.

7. **(Council)** Establish a voluntary electronic accounts payable vendor payment program and adopt a resolution to establish a commercial card agreement with Commerce Bank.

**RESOLUTION NO. 9253** A Resolution of the City Council of the City of Fountain Valley Authorizing Designated Signers to Establish a Commercial Account with Commerce Bank in Order to Obtain a Credit Card Account

Mayor Pro Tem/Agency Vice-Chair Brothers pulled Consent Calendar Item #7 for general discussion.

***Motion by Mayor Pro Tem/Agency Vice-Chair Brothers, second by Council/Agency Member Collins to approve Consent Calendar Items 3 through 6.***

***Ayes: Nagel, Carrozzo, Collins, Brothers, Crandall***

***Noes: None***

***Motion Adopted 5-0***

Discussion ensued regarding whether the commercial account would be voluntary and if there were any added fees.

***Motion by Mayor Pro Tem/Agency Vice-Chair Brothers, second by Council/Agency Member Carrozzo to approve Consent Calendar Item 7.***

***Ayes: Nagel, Carrozzo, Collins, Brothers, Crandall***

***Noes: None***

***Motion Adopted 5-0***

#### **ADMINISTRATIVE ITEM**

- 8. (Council)** Elimination of adult crossing guards at the intersections of Talbert Avenue at Magnolia Street, Warner Avenue at Bushard Street, Ellis Avenue at Magnolia Street, and Newhope Street at Sandstone Avenue.

*Assistant Engineer Stacy DeLong gave a brief summary of the materials submitted to Council in the agenda packet. Mr. DeLong stated staff conducted an Adult Crossing Guard Warrant Study during the morning arrival and afternoon dismissal periods at ten of the sixteen adult crossing guard locations in the city. Data was collected in June 2009 and March 2010 in order to achieve accurate data and it was determined that nine of the ten locations did not meet the warrant criteria for an adult crossing guard operation, however only 4 locations are being considered at this time. Mr. DeLong also stated the city would realize a savings of approximately \$35,500 per year with the removal of four adult crossing guards.*

*Questions ensued by Council regarding the process for removal of the marked crossed walks; whether any of the recommended sites have more than one crossing guard; and discussion regarding utilizing the RSVP Program as a possible volunteer program to volunteer as crossing guards.*

*Fountain Valley resident Dean Ichiyama spoke against the elimination of the adult crossing guards at the specified locations.*

***Motion by Council/Agency Member Carrozzo second by Council/Agency Member Nagel to eliminate the adult crossing guards at the intersections of Talbert at Magnolia Avenue Warner Avenue at Bushard Street, Ellis Avenue at Magnolia Street, and Newhope Street at Sandstone Avenue.***

**Ayes: Nagel, Brothers, Collins, Crandall**  
**Noes: Carrozzo,**  
**Motion Adopted 4-1**

9. **(Agency)** Award of an exclusive planning and negotiating agreement to a developer for the construction of affordable workforce housing on a 3.9-acre agency owned parcel.

*Housing Coordinator Brent Hoff gave a brief review of the materials submitted to Council in the agenda packet. Mr. Hoff stated the Agency acquired a 3.9-acre parcel in April of 2009 with the goal to assist in the development of workforce family housing. A Request for Proposal was enacted in September 2009. Two developers were chosen as finalists - Jamboree Housing Corporation and AMCal Housing Corporation. Jamboree Housing Corporation was chosen as the best match for the Agency's goals and staff is recommending the City enter into a 90-day Exclusive Planning and Negotiating Agreement with Jamboree Housing Corporation.*

**Motion by Council/Agency Member Collins, second by Council/Agency Member Carrozzo to award an exclusive 90-day planning and negotiating agreement with Jamboree Housing Corporation.**

**Ayes: Nagel, Brothers, Collins, Crandall, Carrozzo,**  
**Noes: None**  
**Motion Adopted 5-0**

*Questions and comments ensued by Council regarding parking studies and the flexibility of the 90-day agreement.*

10. **(Council)** Determination of public convenience or necessity for the issuance of a type 20 off-sale beer and wine liquor license for Walgreens located at 16201-A Harbor Blvd.

*City Planner Steven Ayers gave a brief report on the materials submitted to Council in their agenda packets. Mr. Ayers stated that Walgreens has submitted a request for the Type-20 off-sale beer and wine liquor license located at 165201 A Harbor Blvd. The Type-20 license is subject to Public Convenience or Necessity approval from the Council due to over concentration of off-sale liquor licenses in Census tract 992.27.*

Jennifer Chavez a representative for Walgreens spoke in favor of the issuance of a Type-20 off-sale beer and wine liquor license for Walgreens.

Comments ensued by Council regarding the word "Necessity" in the determination of allowing a liquor license in an already over concentrated area by the Department of Alcohol Beverage Control standards.

**Motion by Mayor Pro Tem/Agency Vice-Chair Brothers, second by Council/Agency Member Collins to approve the issuance of a Type-20 off-sale beer and wine liquor license for the Walgreens located at 1620-A Harbor Blvd.**

**Ayes: Collins, Brothers, Nagel, Crandall**  
**Noes: Carrozzo**  
**Motion Adopted 4-1**

## **PRESENTATION OF DEMANDS**

**(Council) Ratification of Payroll**

Payroll Checks and Direct Deposit Vouchers as listed in the report.

***Motion by Council/Agency Member Collins, second by Mayor/Agency Chair Crandall to ratify the payroll, payroll checks and direct deposit vouchers by the following roll-call vote:***

***Ayes: Nagel, Brothers, Crandall, Carrozzo, Collins***

***Noes: None***

***Motion Adopted 5-0***

**(Council) Register of Demands:**

Checks, ACH Vendor Payment, and Electronic Transfers as listed in the report.

***Motion by Council/Agency Member Nagel, second by Council/Agency Member Collins to approve the register of demands, checks, ACH vendor payments and electronic transfers as listed in the report by the following roll-call vote:***

***Ayes: Nagel, Brothers, Crandall, Carrozzo, Collins***

***Noes: None***

***Motion Adopted 5-0***

**(Agency) Register of Demands:**

Electronic Bank Transfers as listed in the report

***Motion by Council/Agency Member Carrozzo, second by Mayor Pro Tem/Agency Vice-Chair Brothers to approve the register of demands and electronic bank transfers as listed in the report by the following roll-call vote:***

***Ayes: Nagel, Brothers, Crandall, Carrozzo, Collins***

***Noes: None***

***Motion Adopted 5-0***

## **COUNCIL/AGENCY COMMENTS (AB1234 Reporting and General Comments)**

Council/Agency Member Nagel announced his attendance at the Fountain Valley Community Foundation meeting.

Council/Agency Member Collins announced his attendance at the Santa Ana Flood Protection Agency meeting.

**ADJOURNMENT**

Mayor/Agency Chair Crandall adjourned the City of Fountain Valley City Council and Agency for Community Development meeting at 8:20 p.m. to the next scheduled meeting of June 15, 2010.

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Larry R. Crandall, Mayor/Agency Chair

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Kathleen Heard, Deputy City Clerk/Agency Secretary