



**CITY OF FOUNTAIN VALLEY  
REGULAR COUNCIL MEETING**

**November 20, 2007**



**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.**

- A. Pursuant to Government Code Section 54957.6, the Council shall hold a Closed Session to confer with the negotiation team of Ray Kromer and Jean Hirai regarding labor negotiations with the Fountain Valley Firefighter's Association.
- B. Pursuant to Government Code Section 54956.9, the Council shall hold a Closed Session to discuss anticipated litigation – Workers Compensation claim for Richard Freeman Jr. vs. the City of Fountain Valley, WCAB No. AHM 0139664; Claim No. 05-40266; 06-49809.

**CALL TO ORDER – 7:00 p.m.**

**INVOCATION – Reverend Doctor John McFarland**

**SALUTE TO THE FLAG – Council Member Crandall**

**ROLL CALL – Carrozzo, Collins, Ayer, Crandall, Brothers**

**APPROVAL OF MINUTES**

Consideration of approval of the minutes of the regular City Council meeting held on November 6, 2007 as distributed.

**PRESENTATIONS**

There are no presentations scheduled for this meeting.

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

**Persons wishing to address the Council on Items No.1 through 16 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:**

**ACTION:** If desired, motion to waive the reading in full of all ordinances under consideration and direct the Mayor to read by titles only.

### **PUBLIC HEARINGS**

- 1. Public Hearing To Consider An appeal Of The Planning Commission's Denial Of Conditional Use Permit No. 1628 To Install An Unmanned Telecommunications Antenna On An Existing Transmission Tower Within The Southern California Right-Of-Way At Harper Park, 8675 Bluebird Avenue**

*Staff is recommending that the City Council conduct the public hearing and affirm the Planning Commission's denial of Conditional Use Permit No. 1628 to install an unmanned telecommunications antenna on an existing telecommunications tower within the Southern California Edison right-of-way at Harper Park, 8675 Bluebird Avenue, subject to a conforming resolution.*

**Report by Andy Perea, Planning Director**

### **ORDINANCES FOR INTRODUCTION**

- 2. a.) Introduction Of An Ordinance To Modify Fountain Valley Municipal Code Section 10.44.260 Restricting The Parking Of Trailers On All Streets In Fountain Valley and passage to a second reading;**  
**b.) Adopt A Resolution To Increase The Fine For Illegal Trailer Parking**

**Ordinance No. 1413 An Ordinance Of The City Of Fountain Valley Pertaining To The Parking Of Trailers**

**Resolution No. 9150 A Resolution Of The City Council Of The City Of Fountain Valley Amending The Schedule For Parking Violations As It Pertains To Fountain Valley Municipal Code 10.44.260 Restricting The Parking Of Trailers On All Streets In Fountain Valley**

*Staff is recommending that the City Council adopt Resolution No. 9150, a resolution of the City Council of the City of Fountain Valley amending the schedule for parking violations as it pertains to the Fountain Valley Municipal Code 10.44.260 restricting the parking of trailers on all streets in Fountain Valley; and the introduction of Ordinance No. 1413, an ordinance of the City of Fountain Valley pertaining to the parking of trailers and the passage to a second reading for adoption.*

3. a.) **Introduction Of An Ordinance To Modify Fountain Valley Municipal Code 10.44.250 To Prohibit The Parking Of Commercial And Other Large Vehicles On All Streets In The City Of Fountain Valley**
- b.) **Adopt A Resolution To Increase The Fine For Illegal Commercial And Other Large Vehicle Parking In The City Of Fountain Valley**

**Ordinance No. 1414 An Ordinance Of The City Council Of The City Of Fountain Valley Amending The Law Pertaining To The Parking Of Commercial And Other Large Vehicles**

**Resolution No. 9151 A Resolution Of The City Council Of The City Of Fountain Valley Amending The Schedule For Parking Violations As It Pertains To Fountain Valley Municipal Code 120.44.250 Illegal Commercial And Other Large Vehicle Parking**

*Staff is recommending that the City Council adopt Resolution No. 9151, a resolution of the City Council of the City of Fountain Valley amending the schedule for parking violations as it pertains to Fountain Valley Municipal Code 10.44.250 illegal commercial and other large vehicle parking in Fountain Valley and the introduction of Ordinance 1414, an ordinance of the City Council of the City of Fountain Valley amending the law pertaining to the parking of commercial and other large vehicles and the passage to a second reading for adoption.*

**Report by Captain Dan Llorens, Patrol Commander of the Police Department**

#### **ORDINANCES FOR ADOPTION**

4. **Ordinance No. 1412 An Ordinance Of The City Council Of The City Of Fountain Valley Repealing And Reenacting Title 17 Of The Fountain Valley Municipal Code And Adopting The 2006 International Fire Code And The 2007 Edition Of The California Fire Code Including Appendices Chapter 1, Chapter 4, And Appendices B, C, E, G, H**

*Staff is recommending that the City Council adopt Ordinance No. 1412 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Title 17 of the Fountain Valley Municipal Code and adopting the 2006 International Fire Code and the 2007 edition of the California Fire Code including Appendices Chapter 1, Chapter 4, and Appendices B, C, E, G, H*

5. **Ordinance No. 1415** An Ordinance of the City Council of the City of Fountain Valley Repealing and Reenacting Chapter 18.02 of the Fountain Valley Municipal Code and Adopting appendix Chapter 1 of the California Building Code and the 2007 California Administrative Code as the Administrative provisions for the City's Construction Codes

*Staff is recommending that the City Council adopt Ordinance No. 1415 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Chapter 18.02 of the Fountain Valley Municipal Code and adopting Appendix Chapter 1 of the California Building Code and the 2007 California Administrative Code as the Administrative provisions for the City's Construction Codes.*

6. **Ordinance No. 1416** An Ordinance Of The City Council Of The City Of Fountain Valley Repealing And Reenacting Chapter 18.16 Of The Fountain Valley Municipal Code And Adopting The California Plumbing Code 2007 Edition

*Staff is recommending that the City Council adopt Ordinance No. 1416 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Chapter 18.16 of the Fountain Valley Municipal Code and adopting the California Plumbing Code 2007 Edition.*

7. **Ordinance No. 1417** An Ordinance Of The City Council Of The City Of Fountain Valley Repealing And Reenacting Chapter 18.24 Of The Fountain Valley Municipal Code And Adopting The California Mechanical Code 2007 Edition

*Staff is recommending that the City Council adopt Ordinance No. 1417 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Chapter 18.24 of the Fountain Valley Municipal Code and adopting the California Mechanical Code 2007 Edition.*

8. **Ordinance No. 1418** An Ordinance Of The City Council Of The City Of Fountain Valley Repealing And Reenacting Chapter 18.20 Of The Fountain Valley Municipal Code And Adopting The California Electrical Code 2007 Edition

*Staff is recommending that the City Council adopt Ordinance No. 1418 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Chapter 18.20 of the Fountain Valley Municipal Code and adopting the California Electrical Code 2007 Edition.*

9. **Ordinance No. 1419** An Ordinance Of The City Council Of The City Of Fountain Valley Repealing And Reenacting Chapter 18.04 Of The Fountain Valley Municipal Code And Adopting The California Building Code 2007 Edition and Appendix 1 and J

Staff is recommending that the City Council adopt Ordinance No. 1419 an ordinance of the City Council of the City of Fountain Valley repealing and reenacting Chapter 18.04 of the Fountain Valley Municipal Code and adopting the California Building Code 2007 Edition and Appendix 1 and J.

## **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 10 through 15.

**10. Approval Of A Plan To Establish A Job Classification Series and Specified Employment Positions**

*Staff is recommending that the City Council provide the City Manager with the authority to approve filling classifications at a lower level, then approving reclassification once specific criteria, as set forth in the job description, are met.*

**11. Approval Of The 2008 Insurance Renewal For Employee Dental, Life Insurance, Long-Term Disability, And Employee Assistance Programs**

*Staff is recommending that the City Council approve renewal of the annual contract with Cigna for dental, Standard Insurance for Life and Long-term Disability insurance, and Horizon Health for the Employee Assistance Program.*

**12. Authorization To Purchase A 2007 Ford F-150 Fire Chief Vehicle, Amend The FY 2007-08 Budget By \$25,428.00 And Place The Vehicle On The Ten Year Capital Replacement Schedule**

*Staff is recommending that the City Council approve the request to amend the FY 2007/2008 Budget in the amount of \$25,428.00 for the purchase of a new Fire Chief vehicle and place the vehicle on the Capital Replacement Schedule at a cost of \$2,543.00 per year.*

**13. Approval Of The Recreation Management Services, Inc., Five-Year Agreement To Operate The Fountain Valley Tennis Center**

*Staff is recommending that the City Council approve the five-year agreement with Recreation Management Services, Inc. to operate the Fountain Valley Tennis Center.*

**14. Acceptance Of The Bid And Award Of A Contract To Sure Shine Service For Janitorial Services For Six City Locations**

*Staff is recommending that the City Council accept the bid and award a contract to Sure Shine Service, in the amount of \$166,812 for janitorial services for six locations including City Hall, City Yard, Community and Senior Center, Recreation Center, Police Department, and Los Alamos Park restrooms.*

**ADMINISTRATIVE ITEMS**

**15. City Council Home Improvement Program Policy Amendment And Amendment To the Housing Set-Aside Moderate Rehabilitation Collateralized Loan And Deferred Payment Loan Line Items**

*Staff is recommending that the City Council approve the City Council Home Improvement Program Policy Amendment and amend the Housing Set-Aside Moderate Rehabilitation Collateralized Loan and Deferred Payment loan line items from \$200,000 to \$1,000,000 each.*

**Report by Brent Hoff, Housing Coordinator**

**16. Authorize The Establishment Of A California Nonprofit Public Benefit Corporation Establishing A Foundation As Described In The Articles Of Incorporation**

*Staff is recommending that the City Council approve the establishment of a California Nonprofit Public Benefit Corporation establishing a Fountain Valley Community Foundation as described in the Articles of Incorporation.*

**Report by Mark Nix, Community Services Manager**

**PRESENTATION OF DEMANDS**

- (1) Ratification of Payroll: 263952 – 263956 and Direct Deposit Vouchers as listed in reports
  
- (2) Consideration of Register of Demands: 162761 – 162982; 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**

**WRITTEN COMMUNICATIONS**

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

**(Speakers Must Limit Remarks to Five Minutes)**

**APPOINTMENTS**

**COUNCIL COMMENTS**

- A. Outside Committee Activities
- B. AB1234 Disclosure Reporting
- C. General Comments

**ADJOURNMENT - In Memoriam of Agnes Neal**

Mayor Ayer to adjourn the City of Fountain Valley City Council meeting to the next regularly scheduled meeting on December 4, 2007.

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 November 16, 2007.

Robin Roberts, CMC  
City Clerk