

CITY OF FOUNTAIN VALLEY
SPECIAL CITY COUNCIL MEETING
August 19, 2008
MINUTES

CALL TO ORDER

Mayor Collins called to order the City Council meeting of August 19, 2008 at 7:04 p.m.

CLOSED SESSION REPORT

Mayor Collins reported that the City Council and Agency for Community Development met and gave direction to real property negotiator Ray Kromer, on the listed Closed Session matter of real property located at 11520 Edinger Avenue.

INVOCATION

Pastor Brent Wagner of Voyage Church gave the invocation.

SALUTE TO THE FLAG

Mayor John J. Collins led the salute to the flag of the United States.

ROLL CALL

Council Members Present: Ayer, Carrozzo, Collins, Brothers
Council Member Absent: Crandall

Mayor Collins noted that Council Member Crandall's absence had been excused.

Also Present: City Manager Ray Kromer, Assistant City Attorney Colin Burns, Accounting Manager Sherri Holman, Battalion Chief Rory Calhoon, Housing Coordinator Brent Hoff, Management Analyst Matt Mogensen, Personnel Manager Jean Hirai, Planning Director Andy Perea, Police Chief Paul Sorrell, Public Works Director/City Engineer Mark Lewis, Senior Civil Engineer Temo Galvez and City Clerk Robin Roberts.

APPROVAL OF MINUTES

- **Motion by Council Member Ayer, second by Council Member Brothers to approve the minutes of the regular City Council meeting held on July 15, 2008 as distributed.**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall

Motion Carried

PRESENTATIONS

There were no presentations scheduled for this meeting.

PUBLIC HEARING

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. Staff Recommendation: *City Council to 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.*

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

Mayor Collins noted the Red Folder item related to this item, updating page three of the report associated with the Financial Analysis section.

Senior Civil Engineer Temo Galvez provided a report summarizing information provided in the staff report included in the agenda packet as well as the necessity for the Underground Utility District No. 9.

Mayor Collins opened the Public Hearing.

Having no one present to speak on this matter, Mayor Collins closed the Public Hearing.

- **Motion by Council Member Brothers, second by Council Member Ayer, to adopt Resolution No. 9183, 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.**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

READING OF ORDINANCES:

- **Motion by Mayor Pro Tem Carrozzo, second by Council Member Ayer, to waive the reading in full of the ordinance under consideration and direct the Mayor to read by title only.**

Ayes: Ayer, Carrozzo, Brothers, Collins
 Noes: None
 Absent: Crandall
 Motion Carried

ORDINANCES FOR INTRODUCTION

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

Management Analyst Matthew Mogensen provided a report summarizing information as stated in the staff report that was included in the agenda packet, as well as the description of proposed Ordinance No. 1423 and Resolution No. 9179.

There was general discussion regarding requirements and procedures for the Uniform Public Construction Cost Accounting Act and the informal bid process.

- **Motion by Mayor Pro Tem Carrozzo, second by Council Member Brothers to Introduce Ordinance No. 1423, an Ordinance of the City Council of the City of Fountain Valley Establishing Public Contract Cost Accounting Procedures, and passage to second reading for adoption.**

Ayes: Ayer, Carrozzo, Brothers, Collins
 Noes: None
 Absent: Crandall
 Motion Carried

- **Motion by Mayor Pro Tem Carrozzo, second by Council Member Brothers to adopt 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.**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

CONSENT CALENDAR

- Mayor Collins noted the Red Folder memorandum regarding the deletion of Item No. 13, awarding a contract to Chris Ketz for environmental services.
 - Council Member Brothers requested Item No. 9 be removed from the Consent Calendar for further consideration.
 - Council Member Ayer requested Item No. 10 be removed from the Consent Calendar for further consideration.
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

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.
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).
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.

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.
 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.
 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.
 12. Review the Status of the Emergency Repairs of the Civic Center Heating, Ventilation, and Air Conditioning System and 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.
 14. Review of the Current Status of the Emergency Repairs to the Well Casing for Well No. 4 and 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) for the September 16, 2008 City Council Meeting.
- **Motion by Council Member Ayer, second by Council Member Brothers, to approve Consent Calendar Items 3 through 8, 11, 12, 14, and 15.**

Ayes: Ayer, Carrozzo, Brothers, Collins
 Noes: None
 Absent: Crandall
 Motion Carried

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.

There was discussion regarding options available with respect to battery system and solar power energy.

- **Motion by Council Member Brothers, second by Mayor Pro Tem Carrozzo to approve Consent Calendar Item 9.**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

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.

There was discussion regarding fiber optic transmission lines and the range ability for Wi-Fi at the Recreation Center at Mile Square Park.

- **Motion by Council Member Ayer, second by Council Member Brothers, to approve Consent Calendar Item 10.**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

ADMINISTRATIVE ITEMS

There were no administrative items presented at this meeting.

PRESENTATION OF DEMANDS

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

- **Motion by Council Member Ayer, second by Council Member Brothers, to ratify the payroll including the vouchers as listed in the reports by the following roll call vote:**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

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

- **Motion by Council Member Ayer, second by Council Member Brothers, to approve payment of the Register of Demands, ACH vendor payments, and electronic transfers as listed in the report, by the following roll call vote:**

Ayes: Ayer, Carrozzo, Brothers, Collins
Noes: None
Absent: Crandall
Motion Carried

RECESS

Mayor Collins recessed the regular Council meeting at 7:28 p.m. to an Agency for Community Development meeting.

RECONVENE

Mayor Collins reconvened the regular Council meeting at 7:52 p.m. with all Council Members present

PUBLIC APPEARANCES -- ORAL COMMUNICATIONS (Unscheduled Matters Only)

There were no requests to speak publically on unscheduled matters at this meeting.

APPOINTMENTS

There were no appointments scheduled for this meeting.

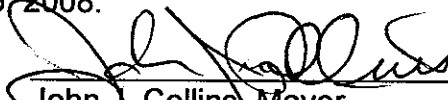
COUNCIL COMMENTS (Outside Committee Activities, AB1234 Reporting and General Comments)

Mayor Pro Tem Carrozzo reported on the "Topping Off" Ceremony recently held at the renovation site of the Orange Coast Memorial Medical Center on the corner of Brookhurst Street and Talbert Avenue that he and other City Officials attended.

Mayor Collins reported on his recent attendance at the AB1234 Ethics training.

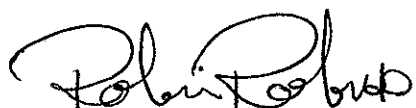
ADJOURNMENT

Mayor Collins adjourned the City of Fountain Valley City Council meeting at 7:58 p.m. to the next scheduled meeting on September 16, 2008.



John J. Collins, Mayor
City of Fountain Valley

ATTEST:



Robin Roberts, City Clerk