



**MINUTES OF THE
CITY COUNCIL/ SUCCESSOR AGENCY TO THE FOUNTAIN
VALLEY AGENCY
FOR COMMUNITY DEVELOPMENT/ FOUNTAIN VALLEY
HOUSING AUTHORITY
Closed Session 5:30 p.m.
Regular Meeting 6:00 p.m.
Tuesday, February 19, 2019
Council Chambers**

CLOSED SESSION

CALL TO ORDER

5:30 p.m.

PUBLIC COMMENTS

There were no public comments.

1. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Paragraph (1) of subdivision (d) of Section 54956.9
Name of case: In re City of Fountain Valley FPPC No. 16/20109

Direction was given to the Attorney for the City

2. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION
Initiation of litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9: (Number of potential cases: 2)

Direction was given to the Attorney for the City

3. CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION
Paragraph (1) of subdivision (d) of Section 54956.9
Name of case: In re Hertenstein ADJ10664262

Settlement authority was given to the Attorney for the City

OPEN SESSION

CALL TO ORDER

6:00 p.m.

INVOCATION

Pastor Kene Panas

SALUTE TO THE FLAG

Councilmember Michael Vo

CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY/ ROLL CALL

Council Members: Constantine, Harper, Vo, Mayor Pro Tem/Vice Chair Brothers, Mayor/Chair Nagel

All members were present

ANNOUNCEMENT OF SUPPLEMENTAL COMMUNICATIONS

In regards to item 12, the attachments "A" and "B" were provided to the City Council and the public.

PRESENTATIONS

- Presentation on Urban Forest Management Program by Marco Garcia

Marco Garcia provided the City Council with an overview of the city's Urban Forest Management program as well as an update for the Arbor Day event on March 7th at Allen Park.

PUBLIC COMMENTS (Scheduled Matters Only)

Tim Conlon

READING ORDINANCES

1. Waive the reading in full of all ordinances under consideration and direct the Mayor to read by titles only.

ACTION: Move to waive the reading in full of all ordinances under consideration and direct the Mayor to read by titles only

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

CONSENT CALENDAR

Consent Calendar Items 6 and 8 through 13 were approved simultaneously.

Pulled by Council Member Harper

5. (Council) Fiscal Year 2017-18 Audit Reports

ACTION: Move to approve the 2017-18 Audit Reports

MOTION: Harper **SECOND:** Brothers

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

6. (Council) Approve the Year IV Cost Sharing Agreement with the Municipal Water District of Orange County for Sharing Consultant Costs to Provide Water Loss Control Technical Assistance in the Amount of \$25,672

ACTION: Move to Approve the Year IV Cost Sharing Agreement with the Municipal Water District of Orange County for Sharing Consultant Costs to Provide Water Loss Control Technical Assistance in the Amount of \$25,672

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

Pulled by Council Member Harper

7. (Council) Second Reading and Adoption of an Ordinance approving Code Amendment No. 19-02 – An Amendment to the Fountain Valley Municipal Code Chapter 21.24.080(k) Regarding Provisions for Protected Non-Commercial Speech Temporary Signs

ACTION: Move to Approve the Second Reading and Adoption of an Ordinance approving Code Amendment No. 19-02 – An Amendment to the Fountain Valley Municipal Code Chapter 21.24.080(k) Regarding Provisions for Protected Non-Commercial Speech Temporary Signs

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Vo, Brothers, Nagel

NOES: Harper

ABSENT: None

ABSTAIN: None

8. (Council) Acceptance of Parcel Map No. 2018-168 for the Property Located at 10432 Warner Ave

ACTION: Move to Accept Parcel Map No. 2018-168 for the Property Located at 10432 Warner Ave

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

9. (Council) Receive and file the City of Fountain Valley Strategic Plan Review Update for December 11, 2018 - May 15, 2019

ACTION: Move to Receive and file the City of Fountain Valley Strategic Plan Review Update for December 11, 2018 - May 15, 2019

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

10. (Council/Successor Agency/Housing Authority) Receive and File the draft Minutes of the February 5, 2019 Regular City Council Meeting

ACTION: Move to Receive and File the draft Minutes of the February 5, 2019 Regular City Council Meeting

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

11. (Council) Second Reading and Adoption of an Ordinance approving Code Amendment No. 19-04 – An Amendment to the Fountain Valley Municipal Code Chapter 21.48 regarding provisions for Temporary Use Permits and Section 8.50.22 regarding Special Event Exception[s].

ACTION: Move to Approve the Second Reading and Adoption of an Ordinance approving Code Amendment No. 19-04 – An Amendment to the Fountain Valley Municipal Code Chapter 21.48 regarding provisions for Temporary Use Permits and Section 8.50.22 regarding Special Event Exception[s].

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel

NOES: None

ABSENT: None

ABSTAIN: None

12. (Council) ADOPT A RESOLUTION OF INTENT TO SELL PROPERTY TO OCTA FOR THE I-405 EXPANSION PROJECT

ACTION: Move to Approve and Adopt a Resolution of Intent to Sell Property to OCTA for the I-405 Expansion Project

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel
NOES: None
ABSENT: None
ABSTAIN: None

13. (Council) Approval to Reject the Bids for the Construction of the City's Drought Tolerant Median Landscaping and Irrigation Improvements and Direct Staff to Repackage the Project to Include Brookhurst St from Warner Ave to Edinger Ave, Euclid St from Warner Ave to Edinger Ave and Slater Ave from Brookhurst St to Ward St for Project No. GF413 Median Improvements

ACTION: Move to Approve the rejection of Bids for the Construction of the City's Drought Tolerant Median Landscaping and Irrigation Improvements and Direct Staff to Repackage the Project to Include Brookhurst St from Warner Ave to Edinger Ave, Euclid St from Warner Ave to Edinger Ave and Slater Ave from Brookhurst St to Ward St for Project No. GF413 Median Improvements

MOTION: Brothers **SECOND:** Vo

AYES: Constantine, Harper, Vo, Brothers, Nagel
NOES: None
ABSENT: None
ABSTAIN: None

Pulled by Mayor Nagel

14. (Council) Cooperative Agreement for the Administration of the Orange County Taxi Administration Program (OCTAP)

Public Comment: Tim Conlon

ACTION: Move to Approve the Cooperative Agreement for the Administration of the Orange County Taxi Administration Program (OCTAP)

MOTION: Brothers **SECOND:** Nagel

AYES: Constantine, Harper, Vo, Brothers, Nagel
NOES: None
ABSENT: None
ABSTAIN: None

COUNCIL MEMBER ITEMS FOR FUTURE CONSIDERATION

Mayor Pro Tem Brothers requested that staff look into and bring back a flag policy for all city facilities. Seconded by Mayor Nagel

Mayor Nagel recommended that the City Consider renaming a portion of Heritage Park to Veterans Memorial Community Park to include a new address. Second by Mayor Pro Tem Brothers

CITY COUNCIL/ SUCCESSOR AGENCY/ HOUSING AUTHORITY/ PUBLIC COMMENTS

(Unscheduled Matters Only)

1. Val Vitols
2. Jeff Snow

CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY AB 1234/GENERAL COMMENTS

Council Member Constantine

February 9-11 Attended the TET Festival at Mile Square Park
February 9 Attended the Fire Department Badge and Recognition Ceremony
February 13 Hosted 6 Fountain Valley Boy Scouts at City Hall
February 13 Attended the Planning Commission Meeting
February 14 Attended the Valentine's Day Luncheon at the Senior Center
February 15 Attended the Chamber of Commerce Breakfast

Council Member Harper

February 9 Attended the TET Festival at Mile Square Park
February 9 Attended the Fire Department Badge and Recognition Ceremony
February 15 Attended the Chamber of Commerce Breakfast

Council Member Vo

February 9 Attended the TET Parade on Bolsa Ave in Westminster
February 9 Attended the TET Festival at Mile Square Park

Mayor Pro Tem Brothers

February 9 Attended the TET Festival at Mile Square Park
February 9 Attended the Fire Department Badge and Recognition Ceremony
February 11 Attended a meeting with staff regarding the GOALS Soccer complex followed by a conference call with GOALS officials
February 11 Attended a CALAFCO ad hoc finance committee conference call
February 12 Attended the Summerfest Committee meeting
February 13 Attended OCLAFCO meeting and will be the chair for 2019
February 13 Attended the Mosquito and Vector Control new member meeting
February 14 Attended the Fountain Valley Chamber Government Affairs Committee meeting, Valentine's Day Luncheon at the Senior Center and the Mosquito and Vector Control open house which was followed by the rescheduled trustee meeting
February 15 Attended the Chamber of Commerce Breakfast, met with Community Services Director Rob Frizelle and the GOALS Chairman and attended the Mosquito and Vector Control Executive Committee Meeting


Mayor Nagel

February 7 Attended the SCAG Regional Council and CEHD committee meeting and also attended the Orange County Business Council Annual Dinner
February 9 Attended the Fire Department Badge and Recognition Ceremony
February 11 Attended the conference call at city hall with staff and representatives from GOALS
February 14 Attended the Senior Center Valentines Day Luncheon
February 15 Attended the Chamber of Commerce Breakfast


ADJOURN THE MEETING OF THE CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY

Mayor Pro Tem Brothers requested that the March 5th meeting be adjourned in the memory of Eva Kilgore

Mayor Nagel adjourned the meeting at 7:04 pm to the next Regular Meeting of the Fountain Valley City Council on March 5, 2019 at 6:00 p.m., in the Fountain Valley Council Chambers, 10200 Slater Avenue, Fountain Valley.


Steve A. Nagel, Mayor

Attest:



Rick Miller, City Clerk