



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

**OPEN SESSION**

**CALL TO ORDER**

6:03 p.m.

**INVOCATION**

Reverend Paula Swavely

**SALUTE TO THE FLAG**

Councilmember Kim Constantine

**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 4, an updated legislative platform was provided to the City Council

**PUBLIC COMMENTS** (Scheduled Matters Only)

None

**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:** Vo      **SECOND:** Brothers

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**PUBLIC HEARINGS**

*Each person will have up to 3 minutes to speak on each Public Hearing.*

2. (Council) Introduction and First Read of an Ordinance Amending Fountain Valley Municipal Code Sections 2.76.120, 2.76.130, and 2.76.140 to change the name of the Advisory Committee for the Disabled to the Advisory Committee for Persons with Disabilities Report by Colin Burns, Attorney for the City

Public hearing opened at 6:06 p.m.

No Public Comments

Public Hearing closed at 6:07 p.m.

**ACTION:** Move to Introduce and conduct the first reading of an Ordinance Amending Fountain Valley Municipal Code Sections 2.76.120, 2.76.130, and 2.76.140 to change the name of the Advisory Committee for the Disabled to the Advisory Committee for Persons with Disabilities

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

3. (Council) Sale and Transfer of Property to OCTA for the I-405 Expansion Project, Settlement of the Condemnation Action Regarding City-Owned Property Needed for the Freeway Expansion, and Approval of an Amendment of the Lease with Mike Thompson's Recreational Vehicle, inc. to Equitably Abate Rent Report by Colin Burns, Attorney for the City

**Action Items:**

1. Approve a Right of Way Agreement pertaining to the transfer of property interests in portions of the real property located at no situs address, Fountain Valley, CA 92708 in the County of Orange, Assessor Parcel Numbers 156-164-02 and 156-164-03, to OCTA for construction of the I-405 Improvement Project.
2. Approve a Grant Deed transferring to OCTA portions of the real property located at no situs address, Fountain Valley, CA 92708 in the County of Orange, Assessor Parcel Numbers 156-164-02 and 156-164-03, to OCTA for construction of the I-405 Improvement Project.
3. Approve a Temporary Construction Easement Deed providing OCTA a temporary easement over portions of the real property located at no situs address, Fountain Valley, CA 92708 in the County of Orange, Assessor Parcel Numbers 156-164-02 and 156-164-03, for construction of the I-405 Improvement Project.
4. Authorize the City Manager to execute the attached Disclaimer of Interests re: City of Fountain Valley to be filed in the lawsuit Orange County Transportation Authority v. City of

Fountain Valley, et al. OCSC No. 30-2018-00977509-CU-EI-CXC.

5. Authorize the Attorney for the City to execute the attached Stipulation for Withdrawal of the Condemnation Deposit and to file said document in the lawsuit Orange County Transportation Authority v. City of Fountain Valley, et al. OCSC No. 30-2018-00977509-CU-EI-CXC.
6. Approve a Right of Way Agreement regarding transfer of fee interests, permanent wall footing easements, and temporary construction easements regarding portions of real property located at 18240 Ward Street, Fountain Valley, CA 92708 in the County of Orange, Assessor Parcel Numbers 156-152-01, -02, and -03 needed for construction of the I-405 Improvement Project.
7. Approve a Grant Deed transferring to OCTA portions of 18240 Ward Street, for construction of the I-405 Improvement Project (Parcel 102919-1).
8. Approve a Grant Deed transferring to OCTA portions of 18240 Ward Street, for construction of the I-405 Improvement Project (Parcel 102919-2).
9. Approve an Easement Deed (Permanent Wall Footing Easement) providing an easement to OCTA on portions of 18240 Ward Street, for permanent wall footings for the I- 405 Improvement Project (Parcel 102919-3).
10. Approve an Easement Deed (Permanent Wall Footing Easement) providing an easement to OCTA on portions of 18240 Ward Street, for permanent wall footings for the I- 405 Improvement Project (Parcel 102919-4).
11. Approve an Easement Deed (Temporary Construction Easement) providing a temporary easement to OCTA on portions of 18240 Ward Street, for construction of the I-405 Improvement Project (Parcel 102919-5).
12. Approve an Easement Deed (Temporary Construction Easement) providing a temporary easement to OCTA on portions of 18240 Ward Street, for construction of the I- 405 Improvement Project (Parcel 102919-6).
13. Approve the First Amendment to Ground Lease with Mike Thompson's Recreational Vehicle, Fountain Valley, Inc.

Public hearing opened at 6:15 p.m.

No protests were received and no public comments

Public Hearing closed at 6:16 p.m.

**ACTION:** Move to approve the item as recommended

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None  
**ABSTAIN:** None

**CONSENT CALENDAR**

*Consent Calendar Items 4 – 6 were approved simultaneously.*

**4. (Council) Approval of Proposed 2019 Legislative Platform**

**ACTION:** Move to approve the item as amended.

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**5. (Council) Approval of Amendment No. 1 to Contract 18-18 with Psomas in an Amount Not to Exceed \$180,000 for Project Management, Design Review, and Field Observation of Improvements Related to the I-405 Improvement Project**

**ACTION:** Move to approve Amendment No. 1 to Contract 18-18 with Psomas in an Amount Not to Exceed \$180,000 for Project Management, Design Review, and Field Observation of Improvements Related to the I-405 Improvement Project

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**6. (Council/Successor Agency/Housing Authority) Receive and File the Minutes of the February 19, 2019 Regular City Council Meeting**

**ACTION:** Move to Receive and File the Minutes of the February 19, 2019 Regular City Council Meeting

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**ADMINISTRATIVE ITEMS**

**7. (Council/Successor Agency/Housing Authority) Mid-Year General Fund Budget Review for Fiscal Year 2018/19 Report by Jason Al-Imam, Finance Director**

**ACTION:** Move to Approve the Mid-Year General Fund Budget Review for Fiscal Year 2018/19

**MOTION:** Brothers      **SECOND:** Vo

**AYES:** Constantine, Harper, Vo, Brothers, Nagel

**NOES:** None

**ABSENT:** None

**ABSTAIN:** None

**COUNCIL MEMBER ITEMS FOR FUTURE CONSIDERATION**

**CITY COUNCIL/ SUCCESSOR AGENCY/ HOUSING AUTHORITY/ PUBLIC COMMENTS**

(Unscheduled Matters Only)

1. Beau Kajima

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

**Council Member Constantine**

February 21      Attended the Mayor's Breakfast  
February 24      Attended the classic car show at Silky Sullivan's  
February 25      Attended the 9<sup>th</sup> Annual Fit n Fabulous Fashion Show  
March 5          Attended the Rotary Event recognizing students at the Every Student Succeeds event

**Council Member Harper**

February 20      Attended the Orange County Sanitation District meeting for new board members  
February 23      Attended the Pony Baseball Opening Day

**Council Member Vo**

February 20      Attended the PCTA Meeting  
February 21      Attended the Mayor's Breakfast  
February 26      Attended the Business Leadership Awards

**Mayor Pro Tem Brothers**

February 20      Attended the ACCOC Board of Directors Meeting and the PCTA Regular Meeting  
February 21      Attended the Mayor's Breakfast and a meeting with Supervisor Do regarding Mile Square Park expansion  
February 23      Attended the Pony Baseball Opening Day  
February 25      Attended the Fit and Fabulous Fashion Show and met with a representative from Go Rail regarding federal rules on rail transport  
February 26      Attended the Costa Mesa Chamber update in regards to the Costa Mesa Homeless update and the Fountain Valley Chamber Business Leadership Awards dinner

- February 27 Attended the PCTA Ad Hoc Committee meeting regarding Huntington Beach leaving PCTA and the ribbon cutting ceremony at Fountain Valley Regional Hospital for their new outpatient surgery center
- February 28 Attended the CALAFCO Board Strategic Planning meeting
- March 1 Attended the CALAFCO Board Meeting and Fountain Valley Girls Fast pitch softball opening ceremony
- March 4 Attended the PCTA Ad Hoc Committee meeting

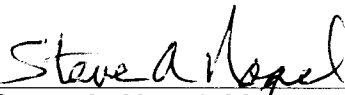
**Mayor Nagel**

- February 20 Attended the Sanitation District Special meeting for new board members and alternates
- February 21 Attended the Mayor's Breakfast
- February 22 Attended a meeting with Supervisor Do on the proposed expansion at Mile Square Park
- February 26 Attended the Fountain Valley Chamber Business and Leadership Awards
- February 27 Attended a meeting with city staff and Council Member Harper in regards to the Legislative Platform
- February 27 Attended the ribbon cutting ceremony at Fountain Valley Regional Hospital for their new outpatient surgery center and attended the OCSD Board of Directors meeting at the Sanitation District
- February 28 Attended the ICSC Social Idea Exchange in Anaheim with the City Manager
- March 1 Attended the League of California Cities Orange County meeting to hear congress woman Katie Porter speak
- March 1 Attended the opening ceremonies for Fountain Valley Girls Fast Pitch Softball
- March 2 Attended the Orange County Taste of Restaurants
- March 4 Attended a meeting with GOALS Soccer representatives and the Boys and Girls Club of Huntington Valley CEO and Executive Director to discuss impacts to the Boys and Girls Club
- March 5 Attended the Fountain valley Elementary School District Every Student Succeeds Scholarship Awards ceremony

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

Mayor Nagel Adjourned the meeting in the memory of Eva Kilgore

Mayor Nagel adjourned the meeting at 7:03 pm to the next Regular Meeting of the Fountain Valley City Council on March 19, 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