

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
April 1, 2014

Lake Forest City Hall
25550 Commercentre Drive
Council Chambers
Lake Forest, California 92630

PRELIMINARY ACTION AGENDA: The listed Action represents a brief synopsis of the Council action. The Council Minutes, when approved, stand as the official record of the meeting. This Preliminary Action Agenda is provided as quick reference only and is NOT intended to serve as any form of the official record and should not be relied upon in making important decisions. Before making important decisions, you should review the approved minutes.

CALL TO ORDER:

7:05 p.m.

ROLL CALL: Council Members:

David A. Bass
Kathryn McCullough
Scott Voigts
Adam Nick
Dwight Robinson

Mayor Pro Tem:

Mayor:

City Manager:

City Attorney:

City Clerk:

Robert C. Dunek
Scott C. Smith
Stephanie D. Smith

CLOSED SESSION

There were no items scheduled for Closed Session.

PUBLIC SESSION

INVOCATION: The Invocation was led by Council Member Bass.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance to the Flag of our Country was led by Mayor Pro Tem Nick.

PRESENTATIONS:

1. RECOGNITION OF GRADUATES OF THE 2014 LAKE FOREST COMMUNITY EMERGENCY PREPAREDNESS ACADEMY submitted by Chief of Police Services.

ACTION: On motion by Council Member McCullough and second by Council Member Voigts, the City Council approved and presented Certificates of Recognition to the graduates of the program. **MOTION UNANIMOUSLY CARRIED.**

REPORT FROM STUDENT LIAISON:

Jeff Domenech, Student Liaison from El Toro High School, presented his report.

PUBLIC COMMENTS: The following members of the public offered comments: Daniel Escutia, Ron Lerman, Sharon Brimer, Bob Holtzclaw, Jim Gardner, and Kenton Boettcher.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 2)

2. **CERTIFICATION OF WARRANT REGISTER** submitted by Director of Finance/City Treasurer.

Council Member McCullough pulled the warrant payable to Jamey Clark Incorporated for separate consideration. She asked for clarification of a service provided.

Staff reported it was for repair work for dais tables in the chamber.

Council Member Voigts pulled the warrant payable to MJS Café for separate consideration. He inquired if the Seniors St. Patrick's event was serviced by a Lake Forest business.

Staff reported MJS Café is located in Lake Forest with a billing address in Costa Mesa.

ACTION: On motion by Council Member McCullough and second by Council Member Voigts the City Council approved the warrant register in the amount of \$4,515,058.18 as submitted. **MOTION CARRIED** with Mayor Pro Tem Nick abstained on the warrant payable to Cummings and White, LLP.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 3 - 9)

ACTION: On motion by Council Member Bass and second by Mayor Pro Tem Nick, the City Council approved Consent Calendar Item Nos. *3-4 and *6-9. **MOTION UNANIMOUSLY CARRIED.**

- *3. WAIVE READING OF ORDINANCES AND RESOLUTIONS submitted by City Clerk.

ACTION: The City Council waived reading, by title only, of all Ordinances and Resolutions. Said Ordinances and Resolutions which appear on the public agenda shall be determined to have been read by title and further reading waived.

- *4. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON MARCH 4, 2014, submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *6. SUBMITTAL OF ANNUAL HOUSING ELEMENT PROGRESS REPORT TO HCD submitted by Director of Development Services.

ACTION: The City Council authorized staff to submit the Annual Housing Element Progress Report to the State Department of Housing and Community Development.

- *7. FIRST CONTRACT AMENDMENT WITH MARINA LANDSCAPE, INC., FOR LANDSCAPE MAINTENANCE SERVICES submitted by Director of Public Works/City Engineer.

ACTION: The City Council: 1. Approved the first amendment with Marina Landscape, Inc., for Baker Ranch Community sports park landscape maintenance services. 2. Authorized the Mayor to sign, and the City Clerk to attest, the first contract amendment.

- *8. CONSIDERATION OF AGREEMENTS BETWEEN THE CITY OF LAKE FOREST, ORANGE COUNTY FLOOD CONTROL DISTRICT, AND SHEA BAKER RANCH ASSOCIATES, LLC (SBRA) FOR THE CONSTRUCTION AND MAINTENANCE OF THE BORREGO LINEAR PARK AND TRAIL submitted by Assistant City Manager.

ACTION: The City Council: 1. Approved the Easement and Deed and Agreement between the Orange County Flood Control District and the City of Lake Forest, substantially in the form attached, and authorized the City Manager to execute the Agreement that would allow SBRA to construct the Borrego Linear Park and Trail and ensure its perpetual maintenance by either SBRA or the homeowners' association formed by SBRA for the Baker Ranch Community (i.e., Baker Ranch Community Association). 2. Authorized the City Clerk to execute the Certificate of

Acceptance for a non-exclusive easement from the Orange County Flood Control District for the installation and maintenance of Borrego Linear Park and Trail recreational improvements. 3. Approved the Easement Maintenance Agreement between the City of Lake Forest, Baker Ranch Community Association, and SBRA.

- *9. SECOND AMENDMENT TO CITY HALL LEASE LOCATED AT 25550 COMMERCENTRE DRIVE submitted by Assistant City Manager.

ACTION: The City Council: 1. Approved the Second Amendment to Lease, substantially in the form attached, between the City of Lake Forest and CREF Pacific Vista, LLC to extend the term and reduce the rentable square footage to the lease for City Hall. 2. Authorized the Mayor to execute and the City Clerk to attest the Amendment.

PULLED CONSENT CALENDAR ITEM:

5. REQUEST FOR PROPOSAL FOR STREET POLE BANNER SERVICES submitted by Director of Community Services.

A member of the public pulled this item for separate consideration.

The following member of the public offered comment: Bob Holtzclaw.

ACTION: On motion by Council Member McCullough and second by Council Member Voigts, the City Council: 1. Approved the Request for Proposal for Street Pole Banner Services. 2. Authorized staff to advertise and solicit proposals for this service. MOTION UNANIMOUSLY CARRIED.

PUBLIC HEARING(S):

10. CHANGED PLAN 3-14-4403 FOR MODIFICATIONS TO APPROVED SITE DEVELOPMENT PERMIT 2-12-2396 FOR BROOKFIELD HOMES PROJECT LOCATED AT 61 AND 71 AUTO CENTER DRIVE submitted by Director of Development Services.

Staff report dated April 1, 2014 was introduced.

Council discussion ensued.

Mayor Pro Tem Nick motioned and Council Member Voigts seconded to approve the recommended action.

Council Member McCullough made a substitute motion to include the recital restating of the density at 147 units.

ACTION: On motion by Council Member McCullough and second by Council Member Bass, the City Council: 1. Found that the proposed action is consistent with the Mitigated Negative Declaration adopted by the City Council on July 30, 2013 and that preparation of a subsequent Mitigated Negative Declaration is not required. 2. Adopted Resolution No. 2014-10 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING CHANGED PLAN 3-14-4403, A MODIFCATION TO SITE DEVELOPMENT PERMIT 2-12-2396 – AN ENTITLEMENT TO CONSTRUCT A 147 UNIT MULTIFAMILY RESIDENTIAL PROJECT AT 61 AND 71 AUTO CENTER DRIVE (ASSESSOR’S PARCEL NUMBERS 612-161-11, 12). MOTION CARRIED with Mayor Pro Tem Nick opposed.

DISCUSSION/ACTION ITEMS:

11. LAKE FOREST COMMUNITY FOUNDATION submitted by Director of Community Services.

Staff report dated April 1, 2014 was introduced.

The following members of the public offered comments: Linda Raccuglia, Jim Gardner, and Jim Rosenberg.

Council discussion ensued.

ACTION: On motion by Mayor Pro Tem Nick and second by Council Member Bass, the City Council provided staff with input and direction regarding a Lake Forest Community Foundation. MOTION FAILED with Mayor Robinson, Council Member Bass, Council Member McCullough and Council Member Voigts opposed.

12. REQUEST FOR APPOINTMENT - LEAGUE OF CALIFORNIA CITIES, ASSOCIATION OF CALIFORNIA CITIES, ORANGE COUNTY AND/OR THE ORANGE COUNTY CITY SELECTION COMMITTEE submitted by City Clerk.

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT:

City Manager Dunek presented no comments.

CITY COUNCIL COMMENTS:

Council Member Bass offered comments.

Council Member McCullough offered comments.

Council Member Voigts offered comments.

Mayor Pro Tem Nick offered comments.

Mayor Robinson offered comments.

ADJOURNMENT: 9:19 p.m.