

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
July 15, 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:

7:00 p.m.

ROLL CALL: Council Members:

David A. Bass
Kathryn McCullough
Scott Voigts (Excused Absence)

Mayor Pro Tem:

Adam Nick

Mayor:

Dwight Robinson

City Manager:

Robert C. Dunek

City Attorney:

Scott C. Smith

City Clerk:

Stephanie D. Smith

CLOSED SESSION

There were no items scheduled for Closed Session.

PUBLIC SESSION

INVOCATION: The Invocation was led by Bishop Eric Smith, Lake Forest Ward, Church of Jesus Christ of Latter Day Saints.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance to the Flag of our Country was led by Boy Scout Troop No. 639 and 918.

PRESENTATIONS:

There were no items scheduled for Presentation.

PUBLIC COMMENTS:

The following members of the public offered comments: Andrew O'Conner, Marcia Rudolph, Eric Garretson, Victor Scheer, Jim Rosenberg, and Kenton Boettcher.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 1)

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

ACTION: On motion by Council Member McCullough and second by Council Member Bass, the City Council approved the warrant register in the amount of \$1,387,220.45 as submitted. MOTION CARRIED with Council Member Voigts absent.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 2 - 10)

ACTION: On motion by Council Member Bass and second by Council Member McCullough, the City Council approved Consent Calendar Item Nos. *2-10. MOTION CARRIED with Council Member Voigts absent.

- *2. 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.

- *3. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON JUNE 17, 2014 submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *4. MONTHLY TREASURER'S REPORT - JUNE 2014 submitted by Director of Finance/City Treasurer.

ACTION: The City Council received and filed the report as submitted.

- *5. CONTRACT AWARD FOR 2014 RESIDENT AND BUSINESS SURVEY submitted by Deputy City Manager/Director of Management Services.

ACTION: The City Council: 1. Approved the consultant agreement with True North Research for professional survey consulting services for the

2014 Resident and Business Survey in the amount of \$37,480.
2. Authorized the Mayor to execute an agreement with True North Research for professional survey consulting services for the 2014 Resident and Business Survey.

- *6. SECOND AMENDMENT TO THE AGREEMENT BEST BEST & KRIEGER LLP, FOR CITY ATTORNEY SERVICES submitted by Director of Finance/City Treasurer.

ACTION: The City Council: 1. Approved the second amendment to the agreement with Best Best & Krieger LLP to provide City Attorney services. 2. Authorized the Mayor to sign, and the City Clerk to attest the second amendment substantially in the form attached.

- *7. CONSULTANT CONTRACT AWARD FOR DESIGN SERVICES FOR PORTOLA PARKWAY STREETScape/WIDENING PROJECT submitted by Director of Public Works/City Engineer.

ACTION: The City Council: 1. Awarded a contract in the amount of \$135,381 to Civil Works Engineers for professional engineering design services for the Portola Parkway Streetscape/Widening Project (PW 2013.03). 2. Authorized the Mayor to sign, and the City Clerk to attest the Agreement with Civil Works Engineers, substantially in the form attached.

- *8. CONSTRUCTION CONTRACT AWARD FOR THE SLURRY SEAL PROJECT ON RESIDENTIAL STREETS IN FOOTHILL RANCH AND PARK PARKING LOTS submitted by Director of Public Works/City Engineer.

ACTION: The City Council: 1. Awarded a construction contract in the amount of \$983,478 to Roy Allan Slurry Seal, Inc., for construction of the Slurry Seal Project for the Residential Streets in Foothill Ranch and Park Parking Lot Pavement Management Project. 2. Rejected all other bids received and authorized return of the bid bonds upon receipt of the executed contract documents from Roy Allan Slurry Seal, Inc. 3. Authorized the Mayor to sign, and the City Clerk to attest, the award of a contract with Roy Allan Slurry Seal, Inc. 4. Authorized the City Manager to approve contract change orders up to a maximum of ten (10%) of the contract amount.

- *9. AGREEMENT WITH THE CITY OF IRVINE FOR THE ALTON PARKWAY SIGNAL SYNCHRONIZATION PROJECT submitted by

Director of Public Works/City Engineer.

ACTION: The City Council: 1. Approved Cooperative Agreement for the Alton Parkway Signal Synchronization Project by and between the cities of Irvine and Lake Forest for funding and implementation of improvements on Alton Parkway under the Measure M2 Regional Traffic Signal Synchronization Program. 2. Authorized the Mayor to sign, and the City Clerk to attest, the Agreement substantially in the form attached.

- *10. **CHANGE ORDER FOR MASTER CUSTOMER SERVICE AGREEMENT WITH TYLER TECHNOLOGIES** submitted by Deputy City Manager/Director of Management Services.

ACTION: The City Council approved the Change Order Request to the Master Customer Service Agreement Amendment with Tyler Technologies for the EnerGov migration project.

PUBLIC HEARING(S):

11. **ZONING CODE AMENDMENT 5-14-4503, MODIFICATIONS TO CHAPTER 9.168 OF THE LAKE FOREST MUNICIPAL CODE, PERTAINING TO SUBMITTAL REQUIREMENTS AND IMPLEMENTATION OF SHARED PARKING REQUESTS** submitted by Director of Development Services.

City Manager Dunek introduced Development Director Gayle Ackerman who presented the staff report dated July 15, 2014.

Mayor Robinson opened the Public Hearing for public comment.

There were no members of the public who offered comment.

Mayor Robinson closed the public portion of the Public Hearing.

Council discussion ensued.

ACTION: On motion by Mayor Robinson and second by Council Member Bass, the City Council: 1. Found that pursuant to the California Environmental Quality Act Guidelines, the zoning code amendment is exempt under the provisions of Section 15061(b)(3) of the CEQA Guidelines, and is outside the definition of a 'project' under Section 15378 of the CEQA Guidelines and Section 21065 of the Public Resources Code. Due to the nature of the amendments to the parking

code being considered, the amendments had no potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change. 2. Introduced for first reading Ordinance No. 264 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING ZONE CHANGE 5-14-4503 AMENDING PORTIONS CHAPTER 9.168 OF THE LAKE FOREST MUNICIPAL CODE PERTAINING TO SHARED PARKING (ZONE CHANGE 5-14-4503). MOTION CARRIED with Council Member Voigts absent.

12. NUISANCE ABATEMENT COST ASSESSMENT submitted by Assistant City Manager.

City Manager Dunek introduced Assistant City Manager Belmer who presented the staff report dated July 15, 2014.

Mayor Robinson opened the Public Hearing for public comment.

Mayor Robinson closed the public portion of the Public Hearing.

ACTION: On motion by Council Member Bass and second by Council Member McCullough, the City Council: 1. Adopted Resolution No. 2014-27 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA CONFIRMING THE COSTS TO ABATE THE PUBLIC NUISANCE AT THE PRIVATE PROPERTY AND ORDERING THE COLLECTION OF COSTS AS A SPECIAL ASSESSMENT LIEN ON SUCH PROPERTY. 2. At the conclusion of the public hearing, authorized the filing of a special assessment lien against the real property located at 24691 Penfield Street to enable the City to recoup its recoverable costs for the abatement. MOTION CARRIED with Council Member Voigts absent.

DISCUSSION/ACTION ITEMS:

13. ADOPTION OF A RESOLUTION RELATING TO THE CITY'S PARTICIPATION IN THE HOME ENERGY RENOVATION OPPORTUNITY (HERO) PROGRAM submitted by City Manager.

City Manager Dunek introduced the staff report dated July 15, 2014.

Council discussion ensued.

ACTION: On motion by Mayor Robinson and second by Mayor Pro Tem

Nick, the City Council adopted Resolution 2014-28 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST CONSENTING TO THE INCLUSION OF PROPERTIES WITHIN LAKE FOREST IN THE CALIFORNIA HERO PROGRAM TO FINANCE DISTRIBUTED GENERATION RENEWABLE ENERGY SOURCES, ENERGY AND WATER EFFICIENCY IMPROVEMENTS AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE, AND APPROVE THE AMENDMENT TO A CERTAIN JOINT POWERS AGREEMENT RELATED THERETO. MOTION CARRIED with Council Member Voigts absent.

14. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA ADDING CHAPTER 2.18 TO THE LAKE FOREST MUNICIPAL CODE RELATING TO THE REGULATION OF PROFESSIONAL LOBBYING ACTIVITIES BY ELECTED CITY OFFICIALS submitted by City Attorney.

City Attorney Smith presented the staff report. He noted this is reconsideration of the first reading.

Mayor Robinson asked the item be postponed until Council Member Voigts returned. He asked for continuance to the August 5, 2014 City Council meeting.

ACTION: ON motion by Mayor Robinson and second by Council Member McCullough, the City Council postponed the introduction for first reading of an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA ADDING CHAPTER 2.18 TO THE LAKE FOREST MUNICIPAL CODE RELATING TO THE REGULATION OF PROFESSIONAL LOBBYING ACTIVITIES BY ELECTED CITY OFFICIALS to the August 5, 2014 City Council meeting. MOTION CARRIED with Council Member Voigts absent.

15. 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: 8:05 p.m.