

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
July 19, 2011

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:

6:05 p.m.

ROLL CALL:	Council Members:	Kathryn McCullough Marcia Rudolph Scott Voigts
	Mayor Pro Tem:	Mark Tettermer
	Mayor:	Peter Herzog
	City Manager:	Robert C. Dunek
	City Attorney:	Scott C. Smith
	City Clerk:	Stephanie D. Smith

CLOSED SESSION (F: 16.3)

1. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency Designated Representatives: City Manager
Unrepresented Employees: All City Employees
2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(a)
Existing Litigation
Number of Cases: 3

City of Lake Forest v. Moen, et al. (Consolidated Case No. 30-2009-00298887)

City of Lake Forest v. Pharmer's Choice Collective, et al. (Case No. 30-2010-00435043)

City of Lake Forest v. World Cann Wellness Center (OCSC Case No. 30-2011-00455359)

3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Pursuant to Government Code Section 54956.8
Property: APN: 612-022-10
Agency negotiators: City Manager and City Attorney
Negotiating parties: Property - Alex Rados
Under Negotiation: Price and Terms of Payment

4. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED ACQUISITION OF REAL PROPERTY
Pursuant to Government Code Section 54956.9(c)
Initiating of litigation
Number of potential cases: 1

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 7:01 p.m. from Closed Session for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:11 p.m., with all Members present to continue regular City business.

PUBLIC SESSION

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance to the Flag of our Country was led by Council Member Rudolph.

CLOSED SESSION REPORT:

City Attorney Smith stated there was no reportable action.

PRESENTATIONS:

There were no items scheduled for Presentation.

PUBLIC COMMENTS: (F: 26.12)

The following member of the public offered comments: Gregory Sprague.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 5)

5. CERTIFICATION OF WARRANT REGISTER submitted by Interim Director of Finance/City Treasurer. (F: 30.11)

Mayor Pro Tem Tetterer disclosed he is an employee of the Irvine Ranch Water District (IRWD); he does not work for the department which handles rate setting or billings; because IRWD, a public agency, is the only available purveyor of water in areas of the City, he has concluded, in consultation with the City Attorney, he has a non-interest in this warrant; and having made this disclosure he is permitted to vote on this item.

City Council Member Rudolph pulled the following item for separate consideration: US Bank.

ACTION: On motion by Mayor Pro Tem Tetterer and second by Council Member McCullough, the City Council approved the balance of the warrant register as submitted. MOTION UNANIMOUSLY CARRIED.

ACTION: On motion by Council Member Rudolph and second by Council Member McCullough, the City Council approved the warrant payable to US Bank. MOTION UNANIMOUSLY CARRIED.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 6 - 15)

ACTION: On motion by Mayor Pro Tem Tetterer and second by Council Member McCullough, the City Council approved Consent Calendar Item Nos. *6-8 and *10-15. MOTION CARRIED with Mayor Pro Tem Tetterer abstaining on Item No. 11 and Council Member Rudolph abstaining on Item No. 12.

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

ACTION: The City Council approved the reading by title 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.

- *7. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON JUNE 21, 2011 submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *8. MONTHLY TREASURER'S REPORT - JUNE submitted by Interim Director of Finance/City Treasurer. (F: 30.12)

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

- *10. CONTRACT AWARD FOR PRINT MANAGEMENT SERVICES submitted by Deputy City Manager/Director of Management Services. (F: 54.2A)

ACTION: The City Council: 1. Approved the selection of The PM Group to provide professional print management services. 2. Authorized the Mayor to execute an agreement with The PM Group, substantially in the form attached.

- *11. AMENDMENT TO CONTRACT FOR CONSULTANT SERVICES FOR ENVIRONMENTAL REVIEW FOR THE SERRANO SUMMIT DEVELOPMENT submitted by Director of Development Services. (F: 50.11B3)

ACTION: The City Council: 1. Approved the Third Amendment to the agreement with RBF Consulting, substantially in the form attached. 2. Authorized the Mayor to sign the Third Amendment with RBF Consulting.

- *12. CONSTRUCTION CONTRACT AWARD FOR SLURRY SEAL OF VARIOUS STREETS PW 2009.08D submitted by Director of Public Works/City Engineer. (F: 64.4A PW 2009.08D)

ACTION: The City Council: 1. Awarded a contract in the amount of \$1,070,458.70, to Rubberized Pavement Contractors, J.V., of Santa Fe Springs, California, for construction of the Slurry Seal Project on Various Streets PW 2009.08D. 2. Upon receipt of the executed contract documents from Rubberized Pavement Contractors, rejected all other bids received and authorized return of the bid bonds. 3. Authorized the Mayor to sign, and the City Clerk to attest, the contract with Rubberized Pavement Contractors substantially in the form attached. 4. Authorized the City Manager to approve contract change orders up to a maximum of 10% of the contract amount.

- *13. REQUEST FOR PROPOSALS FOR TWO CYCLES OF STREET RESURFACING AND SLURRY SEAL PROJECTS submitted by Director of Public Works/City Engineer. (F: 64.4A PW 2009.08B&D)

ACTION: The City Council: 1. Approved the Request for Proposals (RFP) for professional engineering consultant services for two annual cycles of street resurfacing and slurry seal projects. 2. Authorized staff to solicit proposals from consultants utilizing the City Council approved list of pre-qualified consultants.

- *14. CONTRACT AMENDMENT FOR BUS SHELTER AND BUS BENCH MAINTENANCE SERVICES submitted by Director of Public Works/City Engineer. (F: 11.4E3)

ACTION: The City Council: 1. Approved the first amendment with ShelterCLEAN, Inc., for bus shelter and bus bench maintenance services. 2. Authorized the Mayor to sign, and the City Clerk attest, the agreement amendment substantially in the form attached.

- *15. APPROVAL OF PUBLIC WORKS CAPITAL IMPROVEMENT PROJECTS CONSULTANT TEAM submitted by Director of Public Works/City Engineer. (F: 30.8)

ACTION: The City Council approved the consultants identified for the 2011 Capital Improvements Consultant Team as the firms pre-qualified to provide design or contract administration and construction inspection to the City of Lake Forest for 2011-13 Capital Projects.

PULLED CONSENT CALENDAR ITEM:

9. ANNUAL REVIEW OF THE INVESTMENT POLICY submitted by Interim Director of Finance/City Treasurer. (F: 30.10)

Council Member Rudolph pulled this item for separate consideration.

ACTION: On motion by Council Member Rudolph and second by Mayor Herzog, the City Council approved the proposed Investment Policy. MOTION UNANIMOUSLY CARRIED.

DISCUSSION/ACTION ITEMS:

16. SELECTION OF BANK FOR ALTON PARKWAY CERTIFICATE OF PARTICIPATION FINANCING submitted by Assistant to the City Manager. (F: 66.12)

Staff report dated July 19, 2011 was introduced.

ACTION: On motion by Council Member Rudolph and second by Mayor

Pro Tem Tetterer, the City Council adopted Resolution No. 2011-23 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AWARDED SALE OF A CERTIFICATE OF PARTICIPATION. MOTION CARRIED with Council Member McCullough abstaining.

17. LEGISLATIVE AND REGULATORY MATTERS submitted by Assistant to the City Manager. (F: 72.2B)

ACTION: On motion by Council Member McCullough and second by Council Member Rudolph, the City Council opposed Senate Bill 469. MOTION UNANIMOUSLY CARRIED.

18. REQUEST FOR APPOINTMENT - LEAGUE OF CALIFORNIA CITIES AND/OR ASSOCIATION OF CALIFORNIA CITIES, ORANGE COUNTY submitted by City Clerk.

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT:

City Manager Dunek presented no comments.

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member McCullough offered comments.

Council Member Rudolph offered comments.

Council Member Voigts offered no comments.

Mayor Pro Tem Tetterer offered no comments.

Mayor Herzog offered comments.

CONTINUED CLOSED SESSION:

There was no continued Closed Session.

ADJOURNMENT: 8:00 p.m.