

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
May 20, 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:

6:03 p.m.

ROLL CALL:	Council Members:	David A. Bass Kathryn McCullough Scott Voigts
	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

Council entered Closed Session at 6:03 p.m. with Mayor Pro Tem Nick and City Attorney Smith absent. Mayor Pro Tem Nick and City Attorney Smith joined the Closed Session at 6:15 p.m.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Pursuant to Government Code Section 54956.9(d)(1)
Case Name: Nick v. City of Lake Forest
Case Number: 30-2011-00489104-CU-WM-CJC
2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Pursuant to Government Code Section 54957
Title: City Manager
3. CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6
Agency designated representative: Mayor
Unrepresented employee: City Manager

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 6:23 p.m. from Closed Session for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:02 p.m., with all Members present to continue regular City business.

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.

CLOSED SESSION REPORT:

City Attorney Smith stated regarding Closed Session Item No. 1, the City Council authorized an augmentation up to \$15,000 for the contract with Cummins and White, LLP. It was moved by Council Member McCullough and second by Council Member Voigts. MOTION CARRIED with Mayor Pro Tem Nick absent.

PRESENTATIONS:

4. PROCLAMATION DESIGNATING MAY AS "WATER AWARENESS MONTH" submitted by City Clerk.

ACTION: On motion by Council Member Voigts and second by Council Member McCullough, the City Council approved and presented the proclamation to Lake Forest resident and El Toro Water District Board Member Jose Vergara. MOTION UNANIMOUSLY CARRIED.

5. CERTIFICATE OF COMMENDATION TO DEPUTY ROBERT PEQUEÑO FOR MERITORIOUS SERVICE AS THE FIRST HOMELESS LIAISON OFFICER IN THE ORANGE COUNTY SHERIFF'S DEPARTMENT submitted by Chief of Police Services.

ACTION: On motion by Council Member Voigts and second by Council Member McCullough, the City Council approved and presented the

Certificate of Commendation to Deputy Robert Pequeño. MOTION UNANIMOUSLY CARRIED.

Lt. Brad Valentine introduced Deputy Pequeño and addressed his contributions to the community.

REPORT FROM STUDENT LIAISON:

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

PUBLIC COMMENTS:

The following member of the public offered comment: Linda Price.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 6)

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

ACTION: On motion by Council Member Bass and second by Council Member Voigts, the City Council approved the warrant register in the amount of \$1,064,727.00 as submitted. MOTION UNANIMOUSLY CARRIED.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 7 - 13)

ACTION: On motion by Council Member Voigts and second by Council Member McCullough, the city Council approved Consent Calendar Item Nos. *7-13. MOTION UNANIMOUSLY CARRIED with Mayor Pro Tem Nick and Council Member Bass abstained on Agenda Item No. 12.

- *7. 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.

- *8. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON APRIL 1, 2014 submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *9. RESOLUTIONS PERTAINING TO THE 2014 GENERAL MUNICIPAL ELECTION submitted by City Clerk.

ACTION: The City Council adopted Resolution No. 2014-13 entitled:

1. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

2. Adopted Resolution No. 2014-14 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF ORANGE TO CONSOLIDATE A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO § 10403 OF THE CALIFORNIA ELECTIONS CODE.

3. Adopted Resolution No. 2014-15 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014. MOTION UNANIMOUSLY CARRIED.

- *10. MONTHLY TREASURER'S REPORT - APRIL submitted by Director of Finance/City Treasurer.

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

- *11. CITY FINANCIAL REPORTS - QUARTER ENDED MARCH 31, 2014 submitted by Director of Finance/City Treasurer.

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

- *12. CONTRACT AWARD FOR DESIGN SERVICES FOR THE ADA ACCESS RAMP IMPROVEMENT PROJECT (PW 2013.01) submitted by Director of Public Works/City Engineer.

ACTION: The City Council: 1. Awarded a contract in the amount of

\$48,785 to Onward Engineering, for professional engineering design services for the ADA Access Ramp Improvement Project Phase 7 & 8 (PW 2013.01). 2. Authorized the Mayor to sign, and the City Clerk to attest the Agreement with Onward Engineering, substantially in the form attached. MOTION CARRIED with Mayor Pro Tem Nick and Council Member Bass abstained.

- *13. SECOND CONTRACT AMENDMENT WITH XANADU SERVICE SYSTEM FOR PARK RESTROOM JANITORIAL SERVICES submitted by Director of Public Works/City Engineer.

ACTION: The City Council: 1. Approved the Second Amendment to the contract for park restroom janitorial services with Xanadu Service System. 2. Authorized the Mayor to sign, and the City Clerk to attest, the Second Amendment substantially in the form attached.

PUBLIC HEARING(S):

14. AMENDMENT TO PREVIOUSLY-APPROVED TENTATIVE TRACT MAP 17300 FOR MODIFICATIONS TO THE GRADING FOOTPRINT AND STREET SECTIONS FOR THE NORTHWEST SECTION OF THE PORTOLA CENTER PROJECT, LOCATED AT THE NORTHWESTERN CORNER OF GLENN RANCH ROAD AND SADDLEBACK RANCH ROAD IN THE PORTOLA HILLS PLANNED COMMUNITY submitted by Director of Development Services.

City Manager Dunek introduced the staff report dated May 20, 2014.

Mayor Robinson opened the Public Hearing for public comment.

There was no public comment.

Mayor Robinson closed the public portion of the Public Hearing.

Council discussion ensued.

ACTION: On motion by Council Member Bass and second by Council Member Voigts, the City Council: 1. Found Amended Tentative Tract Map 17300 consistent with the Portola Center project analyzed in the certified Portola Center Subsequent Environmental Impact Report. 2. Adopted Resolution No. 2014-16 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING AMENDED TENTATIVE TRACT MAP 17300 CONSISTING OF MODIFICATIONS TO THE GRADING FOOTPRINT,

SEVERAL RESIDENTIAL LOT CONFIGURATIONS, TRAIL ALIGNMENT, AND STREET SECTIONS FOR THE PORTOLA CENTER DEVELOPMENT (NORTH) (ASSESSOR'S PARCEL NUMBERS 606-161-31, 606-321-07, 606-321-11, 606-321-12, 606-321-13, 606-321-14, 606-331-04, 606-331-05, 606-332-01). MOTION UNANIMOUSLY CARRIED.

15. PUBLIC HEARING TO CONSIDER STREET NAMES FOR THE EL PASEO DEVELOPMENT submitted by Director of Public Works/City Engineer.

City Manager Dunek introduced Director of Public Works Tom Wheeler, who presented the staff report dated May 20, 2014.

Mayor Robinson opened the Public Hearing for public comment.

There was no public comment.

Mayor Robinson closed the public portion of the Public Hearing.

Council discussion ensued.

ACTION: On motion by Council Member Voigts and second by Council Member McCullough, the City Council: 1. Conducted the Noticed Public Hearing; and 2. Adopted Resolution No. 2014-17 entitled: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING THE STREET NAMES OF EL PASEO AND DEL CIELO FOR THE PRIVATE ROADWAYS IN THE EL PASEO DEVELOPMENT. MOTION UNANIMOUSLY CARRIED.

16. ZONING CODE AMENDMENT 1-14-3921, AN ORDINANCE AMENDING CHAPTER 9.164 OF THE LAKE FOREST MUNICIPAL CODE RELATING TO CAMPAIGN SIGNS submitted by Director of Development Services.

Director of Development Services Gayle Ackerman introduced the staff report dated May 20, 2014.

Mayor Robinson opened the Public Hearing for public comment.

The following members of the public offered comments: Jim Richert and Merry Axlerod.

Mayor Robinson closed the public portion of the Public Hearing. Council discussion ensued.

ACTION: On motion by Mayor Robinson and second by Mayor Pro Tem Nick, the City Council: 1. Conducted the public hearing. 2. Approved a categorical exemption for the project under CEQA Guidelines Section 15378 and directed the Director of Development Services to prepare and file with the Clerk for the County of Orange a notice of exemption as provided under Public Resources Code Section 21152(b) and CEQA Guidelines 15062. 3. Introduced for first reading an Ordinance entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING LAKE FOREST MUNICIPAL CODE CHAPTER 9.164 RELATING TO CAMPAIGN SIGNS. MOTION UNANIMOUSLY CARRIED.

DISCUSSION/ACTION ITEMS:

17. DISCUSSION AND POTENTIAL ACTION REGARDING PARTICIPATION IN PROPERTY ASSESSED CLEAN ENERGY FINANCING PROGRAMS submitted by City Manager.

City Manager Dunek presented the staff report dated May 20, 2014.

The following members of the public offered comment: Dustin Reilich.

Council discussion ensued.

ACTION: On motion by Council Member Voigts and second by Mayor Robinson, the City Council requested staff agendize the item providing a Resolution to allow both HERO and California First the opportunity to market to the Lake Forest residents. Staff will provide a comparison in the staff report to similar programs with grants. MOTION UNANIMOUSLY CARRIED.

18. DISCUSSION AND POTENTIAL ACTION REGARDING SHARED PARKING REQUIREMENTS submitted by Director of Development Services.

Staff report dated May 20, 2014 was introduced.

The following member of the public offered comment: Christopher Sullivan.

Council discussion ensued.

ACTION: On motion by Mayor Robinson and second by Council Member Voigts, staff will craft an ordinance incorporating the review of shared parking agreements, eliminates the deed restriction requirement as appropriate, and eliminates requirement that the parking plan be prepared by a licensed traffic engineer, stating the review will be heard by the Planning Commission prior to the City Council. **MOTION UNANIMOUSLY CARRIED.**

19. **ADOPTION OF UPDATED CITY COUNCIL INVOCATION POLICY** submitted by City Attorney.

City Attorney Smith presented the staff report dated May 20, 2014.

Council discussion ensued.

ACTION: On motion by Council Member Voigts and second by Council Member McCullough, the City Council adopted the City Council Invocation Policy recommended. **MOTION UNANIMOUSLY CARRIED.**

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.

CONTINUED CLOSED SESSION:

There was no continued Closed Session.

ADJOURNMENT: 9:32 p.m.