



AGENDA  
LAKE FOREST CITY COUNCIL

**Regular Meeting of the City Council  
April 17, 2007**

**Lake Forest City Hall  
25550 Commercentre Drive  
City Council Chamber  
Lake Forest, California 92630**

**NOTICE:** Pursuant to Lake Forest Municipal Code Section 2.04.010, Regular Meetings of the City Council are held the First and Third Tuesday of each month at the hour of 6:00 p.m. for Closed Session matters, if required. The Public Session of the meeting shall commence at 7:00 p.m. or as soon thereafter as possible.

**AGENDA ON THE INTERNET:** The Agenda is available through the Internet at [www.ci.lake-forest.ca.us](http://www.ci.lake-forest.ca.us). You can access the document on the Friday before the meeting on Tuesday. A brief summary of the actions taken at the meeting will be posted on the Internet the Thursday following the meeting.

**AGENDA DOCUMENT REVIEW:** The full Agenda including all back up information is available at City Hall, 25550 Commercentre Dr., Lake Forest, California, on the Friday prior to the Tuesday meeting.

**AGENDA DESCRIPTION:** The Agenda descriptions are intended to give notice to members of the public of a general summary of items of business to be transacted or discussed. The listed Recommended Action represents staff's recommendation. The City Council may take any action, which it deems to be appropriate on the agenda item and is not limited in any way by the recommended action.

**CALL TO ORDER:**

**6:00 P.M.**

**ROLL CALL: Council Members:**

Peter Herzog  
Kathryn McCullough  
Marcia Rudolph  
Mark Tettermer  
Richard T. Dixon

**Mayor Pro Tem:**

**Mayor:**

**City Manager:**

**City Attorney:**

**City Clerk:**

Robert C. Dunek  
Scott C. Smith  
Sherry A.F. Wentz

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**CLOSED SESSION****6:00 p.m.**

**CLOSED SESSION:** At this time the City Council may recess to Closed Session for conference with Legal Counsel to discuss the items listed below pursuant to Government Code requirements. Any items not concluded by 7:00 p.m. may be continued to the end of the Public Session.

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to Government Code Section 54956.8 (1 property)

Property: 25550 Commercentre Drive  
Negotiating Parties: Multi-Employer Property Trust;  
City Manager and Assistant City Manager  
Under Negotiation: Price and terms of payment

2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** pursuant to Government Code Section 54956.8.: One (1) property.

Property: APN Number: 104-541-33 & 34  
Negotiating Parties: The William Lyon Company, a California Corporation and City Manager and Assistant City Manger  
Under Negotiation: Price and Terms of Payment

3. **CONFERENCE WITH LEGAL COUNSEL REGARDING THE FOLLOWING:**

Anticipated litigation pursuant to Government Code Section 54956.9(b): Two (2) Cases.

**RECOMMENDED ACTION:** Conduct Closed Session.

**RECESS:** City Council will recess from Closed Session, for the purpose of conducting regular City business.

**RECONVENE:** City Council will reconvene, to continue regular City business.

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**PUBLIC SESSION****7:00 p.m.**

**PUBLIC SESSION:** At this time the City Council will convene to consider public matters. Those wishing to address the City Council must submit a completed "Request to Speak" form to the City Clerk prior to City Council action.

**PLEDGE OF ALLEGIANCE:** Pledge of Allegiance to the Flag of our Country to be led by Mayor Dixon.

**CLOSED SESSION REPORT:** City Attorney will report on Closed Session.

**PRESENTATIONS:**

1. REQUESTS FOR COMMENDATIONS AND PROCLAMATIONS submitted by City Clerk.
  - A. PROCLAMATION DECLARING THE WEEK OF APRIL 23-29, 2007, AS “WEST NILE VIRUS AND MOSQUITO AND VECTOR CONTROL AWARENESS WEEK”

**RECOMMENDED ACTION:** 1. Approve request as submitted. 2. Make presentation to those present.

**REPORT FROM STUDENT LIAISON:** Report from Nico Lechuga, Student Liaison from El Toro High School.

**RECESS:** City Council will recess for the purpose of conducting Redevelopment Agency business.

**RECONVENE:** City Council will reconvene to continue regular City business.

**PUBLIC COMMENTS:**

At this time members of the public may address the City Council regarding any items within the subject matter jurisdiction of the City Council. **NO** action may be taken on items not listed on the agenda unless authorized by law. Comments shall be limited to three minutes per person and an overall time limit of thirty minutes for the Public Comments portion of the agenda.

Any person wishing to address the City Council on any matter, whether or not it appears on this agenda, is requested to complete a "Request to Speak" form available at the door. The completed form is to be submitted to the City Clerk prior to an individual being heard by the City Council.

Whenever possible, lengthy testimony should be presented to the City Council in writing (8 copies) and only pertinent points presented orally. Additionally, a "Request to Register Written Comments" form is available at the desk of the City Clerk.

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

All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless Members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

2. **WARRANT REGISTER** submitted by Director of Finance/City Treasurer in the amount of \$736,002.76.

**RECOMMENDED ACTION:** Approve as submitted.

## **CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 3-11)**

All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless Members of the City Council, the public, or staff request specific items be removed from the Consent Calendar for separate action.

3. **MOTION TO APPROVE 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.**

**RECOMMENDED ACTION:** Waive reading of Ordinances and Resolutions.

4. **QUARTERLY REPORT ON COMMISSION ATTENDANCE** submitted by City Clerk.

**RECOMMENDED ACTION:** Approve Commission absences as excused.

5. **ANNUAL AND SINGLE AUDIT REPORTS YEAR ENDED JUNE 30, 2006**, submitted by Director of Finance/ City Treasurer.

**RECOMMENDED ACTION:** Receive and file.

6. REQUEST FOR PROPOSAL – SENIOR TRANSPORTATION SERVICES submitted by Director of Community Services.

RECOMMENDED ACTION: 1. Approve the Request for Proposal for Senior Transportation Services. 2. Authorize staff to solicit proposals for Senior Transportation Services.

7. 2007 MEMORIAL BIKE RIDE submitted by Chief of Police Services.

RECOMMENDED ACTION: 1. Approve the City's participation in the 2007 Memorial Bike Ride. 2. Authorize the expenditure of \$1,000 to help offset the cost of participation in the bicycling event which raises money for Project 999.

8. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY AND WALF, LLC submitted by Assistant City Manager.

RECOMMENDED ACTION: Approve the Memorandum of Understanding between the City and WALF, LLC. dba Westrust/Apollo.

9. REJECTION OF BIDS AND AUTHORIZATION TO RE-BID FOR ASPHALT REPAIRS OF VARIOUS STREETS WEST AND EAST OF TOLEDO WAY (PW 2005.5G & 2005.5H) submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: 1. Reject all bids. 2. Authorize staff to return all bid bonds. 3. Authorize staff to proceed with solicitation of bids for asphalt repairs of various streets west and east of Toledo Way using the Bid Documents and Specifications substantially in the form previously approved by the City Council.

10. AMENDMENT NO. 11 TO COOPERATIVE AGREEMENT NO. C-95-981 BETWEEN THE ORANGE COUNTY TRANSPORTATION AUTHORITY AND THE CITY OF LAKE FOREST submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: 1. Adopt Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING AMENDMENT NO. 11 TO COOPERATIVE AGREEMENT NO. C-95-981 BETWEEN THE ORANGE COUNTY TRANSPORTATION AUTHORITY AND THE CITY OF LAKE FOREST. 2. Authorize the Mayor to execute Amendment No. 11 to Cooperative Agreement No. C-95-981, substantially in the form attached. 3. Direct the City Clerk to forward the signed copy of Amendment No. 11 to the Orange County Transportation Authority.

11. SECOND CONTRACT AMENDMENT WITH SPECTRUMCARE FOR LANDSCAPE MAINTENANCE OF MEDIANS, PARKWAYS, AND SLOPES submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: Approve the second contract amendment with SpectrumCare Landscape and Irrigation Management, Inc., (Spectrum Care), for landscape maintenance of medians, parkways, and slopes, substantially in the form attached.

### **DISCUSSION/ACTION ITEMS:**

The following matters are for City Council consideration/discussion/action. Members of the public may have the opportunity to address these items if they wish to do so. Please complete the "Request to Speak" form and give to the City Clerk.

12. COMMUNITY COMMUNICATION NETWORK USA submitted by Director of Management Services.

RECOMMENDED ACTION: City Council discretion.

13. ACTIONS REGARDING MEMORANDUM OF UNDERSTANDING FOR THE SERRANO CREEK RESTORATION submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: Receive and file.

14. LEGISLATIVE MATTERS submitted by Assistant to the City Manager.

RECOMMENDED ACTION: Receive and file report with minute action to adopt positions on various legislative proposals as recommended.

15. REQUESTS FOR APPOINTMENT TO AGENCIES, BOARDS, COMMISSIONS AND/OR COMMITTEES THROUGH THE LEAGUE OF CALIFORNIA CITIES submitted by City Clerk.

RECOMMENDED ACTION: City Council discretion.

### **CITY MANAGER'S REPORT:**

At this time the City Manager may comment on agenda and non-agenda items; and report on items of interest to the City Council and community.

### **CITY COUNCIL COMMENTS:**

At this time City Council Members may comment on agenda or non-agenda matters. No discussion may take place on any item not appearing on the posted agenda. Council Members may ask a question for clarification, respond to statements made or questions posed by the public, make a brief announcement, or make a brief report on his or her own activities. In addition, the City Council may refer to staff or other resources for factual information, request staff to report back at a subsequent meeting or direct staff to place a matter of business on a future agenda. No action may be taken on non-agenda matters unless authorized by law (Government Code Section 54954.2).

Council Member Herzog:

Council Member McCullough:

Council Member Rudolph:

Mayor Pro Tem Tettemer:

Mayor Dixon:

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**CLOSED SESSION:**

At this time the City Council may recess to Closed Session for conference with Legal Counsel to discuss the items listed below pursuant to Government Code requirements. This matter is continued from the 6:00 p.m. portion of this agenda.

**RECOMMENDED ACTION:** Conduct continued Closed Session.

**ADJOURNMENT:** The Lake Forest City Council will adjourn to Monday, April 23, 2007, at 6:00 p.m., in the City Council Chamber, for the purpose of conducting the Joint Five Year Strategic Workshop with the Parks and Recreation and Planning Commission.



In compliance with the Americans With Disabilities Act, if you need special assistance to participate in this Meeting, including auxiliary aids or services, you should contact the Office of the City Clerk at (949) 461-3400. Notification 48 hours prior to the Meeting will enable the City to make reasonable arrangements to assure accessibility to this meeting. The City Council agenda and agenda back-up materials can be obtained from the Office of the City Clerk on the Friday prior to the City Council meeting. Agenda and agenda packets, if requested, will be make available in an appropriate alternative format to persons with a disability as required by the Americans With Disabilities Act. Copies of the agenda are provided at no cost and agenda back-up materials are available at the per page copy cost. If you wish to be added to the mailing list to receive a copy of the agenda, request must be provided to the City Clerk in writing.

The City of Lake Forest mailing address is 25550 Commercentre Drive, Lake Forest, California 92630.  
Phone: (949) 461-3400. FAX (949) 461-3511.

**CERTIFICATION:** I, Sherry A.F. Wentz, City Clerk of the City of Lake Forest, California, hereby certify that the foregoing agenda was posted for public review on Thursday, April 12, 2007, at 6:00 p.m.

Sherry A.F. Wentz, CMC  
City Clerk