

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
August 7, 2012

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:

5:38 p.m.

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

CLOSED SESSION (F: 0410-30)

1. CONFERENCE WITH LABOR NEGOTIATORS
Pursuant to Government Code Section 54957.6
Agency designated representative: City Manager
Unrepresented employee: All Employees
2. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of Litigation Pursuant to Government Code Section 54956.9(c)
Number of Potential Cases: 1
3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation
Pursuant to subdivision (b) Government Code Section 54956.9(b)
Number of potential cases: 1

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 7:08 p.m. from Closed Session for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:11 p.m., with Council Member Tettemer absent 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 Herzog.

CLOSED SESSION REPORT:

City Attorney Smith stated there was no reportable action.

PRESENTATIONS:

4. REPORT BY INVESTMENT OVERSIGHT REVIEWER - QUARTER ENDING JUNE 30, 2012 submitted by Director of Finance/City Treasurer. (F: 0350-85)

ACTION: The City Council received and filed the report from Kathy V. Lai with the firm of Macias, Gini & O'Connell.

5. RECOGNITION OF 2012 FOURTH OF JULY PARADE VOLUNTEERS, SPONSORS, AND AWARD WINNERS submitted by Director of Community Services. (F: 0410-75)

ACTION: The City Council: 1. Recognized the volunteers and groups that assisted in planning and producing the 2012 Lake Forest Fourth of July Parade and related events. 2. Recognized the parade sponsors for their generous support. 3. Presented awards to the winning Parade entries.

RECESS: City Council recessed at 7:55 p.m. for the purpose of conducting Successor Agency and Housing Authority business.

RECONVENE: City Council reconvened at 7:58 p.m., with Council Member Tettemer absent to continue regular City business.

PUBLIC COMMENTS: (F: 0410-35)

The following member of the public offered comments: David Herzberg.

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

6. CERTIFICATION OF WARRANT REGISTER submitted by Director of Finance/City Treasurer. (F: 0300-30)

Council Member Rudolph pulled the following warrants for separate consideration: County of Orange - Water Quality Spill Response, John McGuire, and the State Park and Recreation Association.

Mayor Pro Tem Voigts pulled the following warrant for separate consideration: Marina Landscape, Incorporated.

Mayor McCullough pulled the following warrant for separate consideration: Swank Motion Pictures, Incorporated.

ACTION: On motion by Council Member Herzog and second by Mayor Pro Tem Voigts, the City Council approved the balance of the warrant register. **MOTION CARRIED** with Council Member Tettermer absent.

Council Member Rudolph asked what service was provided by the County's Water Quality Spill Response team.

Staff reported it was in response to a truck involved accident and the city will be reimbursed.

Council Member Rudolph asked staff to provide the photos taken by John McGuire photography on the City's website or other media sharing services.

Council Member Rudolph commended staff and the commissioners for participating in the State Parks and Recreation Association convention.

ACTION: On motion by Council Member Rudolph and second by Mayor Pro Tem Voigts, the City Council approved the warrants for County of Orange-Water Quality Spill Response, John McGuire, and State Parks and Recreation Association. **MOTION CARRIED** with Council Member Tettermer absent.

Mayor Pro Tem Voigts asked for clarification of the warrant paid to Marina Landscape.

Staff reported Marina Landscape provides monthly landscape services, which include the replacement of shrubs and trees, as reflected in the warrant.

ACTION: On motion by Mayor Pro Tem Voigts and second by Council Member Rudolph, the City Council approved the warrant payable to Marina Landscape. **MOTION CARRIED** with Council Member Tettermer absent.

Mayor McCullough asked what service was provided by Swank Motion Pictures.

Staff reported it is for the licensing fees for the movies shown in the Park.

ACTION: On motion by Mayor McCullough and second by Mayor Pro Tem Voigts, the City Council approved the warrant payable to Swank Motion Pictures. **MOTION CARRIED** with Council Member Tettermer absent.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 7 - 11)

ACTION: On motion by Council Member Rudolph and second by Mayor Pro Tem Voigts, the City Council approved Consent Calendar Item Nos. *7-11. **MOTION CARRIED** with Council Member Tettermer absent.

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

ACTION: The City Council approved the 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 JULY 3, 2012 submitted by City Clerk.

ACTION: The City Council approved the Minutes as submitted.

- *9. ADOPTION OF FORM 806 - AGENCY REPORT OF PUBLIC OFFICIAL APPOINTMENTS submitted by City Clerk. (F: 0440-30)

ACTION: The City Council adopted Form 806 as presented and authorized the City Clerk to post the form on the City's website.

- *10. STATUS OF COMPLIANCE WITH NPDES STORMWATER PERMITS FOURTH QUARTER FISCAL YEAR 2011-2012 submitted by Director of Public Works/City Engineer. (F: 0850-45)

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

- *11. PROFESSIONAL SERVICES AGREEMENT FOR ESCROW AND LOAN MANAGEMENT SERVICES FOR THE HOUSING REHABILITATION LOAN PROGRAM submitted by Assistant City Manager. (This item is companion to the Lake Forest Housing Authority Agenda Item No. 3.) (F: 0400-10)

ACTION: The City Council: 1. Approved a Professional Services Agreement with AmeriNational Community Services, Inc. for escrow and loan management services for the Housing Rehabilitation Loan Program. 2. Authorized the Mayor to execute the Agreement, and the City Clerk to attest, the agreement with AmeriNational Community Services substantially in the form attached.

PUBLIC HEARING(S):

- 12. ANNUAL REVIEW OF OPPORTUNITIES STUDY AREA DEVELOPMENT AGREEMENTS submitted by City Manager. (F: 0610-95)

Staff report dated August 7, 2012 was introduced.

Mayor McCullough opened the Public Hearing for public comment.

The following members of the public offered comments: Elizabeth Wallace and Chris Botosan.

Mayor McCullough closed the public portion of the Public Hearing.

ACTION: On motion by Council Member Herzog and second by Council Member Rudolph, the City Council: 1. Conducted the annual review of development agreements between the City and the following parties: 1) Irvine Ranch Water District ("IRWD"); 2) USA Portola Properties, LLC, and SunRanch Capital Partners, LLC ("Portola"); 3) Westbay Trust U/A

DTD ("Pinnacle"); 4) KB Home Coastal, Inc. ("KB"); and 5) Shea/Baker Ranch Associates, LLC ("SBRA"). 2. Found that IRWD, Portola, Pinnacle, KB, and SBRA are each in good faith compliance with their respective development agreements. MOTION CARRIED with Council Member Tetteimer absent.

DISCUSSION/ACTION ITEMS:

13. LEGISLATIVE MATTERS AND REGULATORY MATTERS submitted by City Manager. (F: 0480-75)

City Manager Dunek introduced the staff report. He reported State legislature is currently not in session.

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

14. 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: (F: 0410-36)

Council Member Herzog offered comments.

Council Member Rudolph offered comments.

Council Member Tetteimer was absent.

Mayor Pro Tem Voigts offered comments.

Mayor McCullough offered comments.

CONTINUED CLOSED SESSION:

There was no continued Closed Session.

ADJOURNMENT: 8:36 p.m.

