

PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL

Regular Meeting of the City Council
February 3, 2009

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: 6:08 p.m.

ROLL CALL: Council Members: Richard T. Dixon
Kathryn McCullough
Marcia Rudolph
Mayor Pro Tem: Peter Herzog
Mayor: Mark Tetterer
City Manager: Robert C. Dunek
City Attorney: Scott C. Smith
City Clerk: Sherry A.F. Wentz

RECESS: City Council recessed at 6:08 p.m. for the purpose of conducting Closed Session business.

CLOSED SESSION (F: 16.3) 6:08 p.m.

1. CLOSED SESSION ITEMS FOR DISCUSSION
 - A. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (b): One (1) Case.

- B. PUBLIC EMPLOYEE PERFORMANCE EVALUATION pursuant to Government Code Section 54957: City Attorney.
- C. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8. (Two(2) properties: A-B)

City Negotiators: City Manager and City Attorney
Property Negotiators: Property Owners of Record
Under Negotiation: Price, Terms of Payment

A. Property: 18 acre portion of Tentative Tract 15944 consisting of Lots 14, 15, 16, 21, and 22 along with the westerly 118'± of Lot 20 and the westerly portion of Lot 17 described by a line extending from the common front corner between Lots 16 & 17 "M" Street to a point on the northeasterly line of Lot 20, 118'± from the north center, Lake Forest, CA

B. Property: 20 acres located on APN 104-143-25 and 104-143-27, located at Rocky Road, west of Portola Parkway, south of Foothill Transportation Corridor, Lake Forest, CA

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 7:05 p.m. from Closed Session, for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:12 p.m., with all Members present to continue regular City business.

PUBLIC SESSION

7:12 p.m.

PLEDGE OF ALLEGIANCE: (F: 26.21)

Council Member Dixon led the pledge of Allegiance to the Flag of our Country.

CLOSED SESSION REPORT: (F: 16.3)

City Attorney Smith reported on Closed Session.

PRESENTATIONS:

2. RECOGNITION OF DEPUTY SHERIFF AL LASCHOB, LAKE FOREST POLICE SERVICES' 2008 DEPUTY OF THE YEAR submitted by Chief of Police Services. (F: 55.5) (X: 48.8G)
3. RECOGNITION OF CITY CLERK SHERRY A.F. WENTZ, CMC submitted by Director of Management Services. (F: 55.5) (X: 48.4C)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council: 1. Approved requests as submitted. 2. Made presentations to those present. MOTION UNANIMOUSLY CARRIED.

4. PRESENTATION OF RESIDENT AND BUSINESS SURVEY submitted by Director of Management Services. (F: 24.7A)

ACTION: Received presentation.

REPORT FROM STUDENT LIAISON: (F: 35.2A)

Christopher Berardino, Student Liaison from El Toro High School, presented his report.

RECESS: City Council recessed at 8:02 p.m. for the purpose of conducting Redevelopment Agency business.

RECONVENE: City Council reconvened at 8:04 p.m., with all Members present to continue regular City business.

PUBLIC COMMENTS: (F: 26.12)

The following members of the public offered comments: Bob Holtzclaw, Robin Hvidston, Vincent Burke, and Lisa Schoeneberger.

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

5. WARRANT REGISTER submitted by Director of Finance/City Treasurer in the amount of \$1,685,220.46. (F: 30.11)

Council Member Rudolph pulled the following warrants for the purpose of clarification: American Planning Association, California International Waste Management Report, Bonanza Steam Cleaning, Police Services, Don Barnes, and Fair Housing Council.

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

ACTION: On motion by Council Member McCullough and second by Mayor Pro Tem Herzog, the City Council approved the warrants payable for American Planning Association, California International Waste Management Report, Bonanza Steam Cleaning, Police Services, Don Barnes, and Fair Housing Council. MOTION UNANIMOUSLY CARRIED.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 6-11) (Items 9, 10 and 11 were pulled for separate consideration).

6. 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 submitted by City Clerk.

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council waived reading of Ordinances and

Resolutions. MOTION UNANIMOUSLY CARRIED.

7. POLICY AND SCHEDULE FOR THE RETENTION AND DESTRUCTION OF OBSOLETE RECORDS OF THE CITY submitted by City Clerk. (F: 51.5)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council adopted Resolution No. 2009-02 entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, ADOPTING A POLICY AND SCHEDULE FOR THE RETENTION AND DESTRUCTION OF OBSOLETE RECORDS OF THE CITY. MOTION UNANIMOUSLY CARRIED.

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

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council received and filed the report. MOTION UNANIMOUSLY CARRIED.

9. 2009 MEMORIAL BIKE RIDE submitted by Chief of Police Services. (F: 71.17)

ACTION: On motion by Council Member Rudolph and second by Council Member McCullough, the City Council: 1. Approved the City's participation in the 2009 Memorial Bike Ride. 2. Authorized the expenditure of an increase to \$2,000 to help offset the cost of participation in the bicycling event which raises money for Project 999. MOTION UNANIMOUSLY CARRIED.

10. DIGITAL AERIAL PHOTOGRAPHY AND ELEVATION DATA PROCUREMENT submitted by Director of Management Services. (F: 37.10)

ACTION: On motion by Mayor Tetteimer and second by Council Member Dixon, the City Council: 1. Approved the services agreement with Digital Mapping Inc. for digital aerial photography, elevation data, and related services. 2. Authorized the Mayor to sign the agreement with Digital Mapping Inc. for digital aerial photography, elevation data, and related services. **MOTION CARRIED WITH MAYOR PRO TEM HERZOG OPPOSED.**

11. CONTRACT AWARD FOR LAKE FOREST DRIVE STORM DRAINAGE IMPROVEMENTS PROJECT (PW 2007.24) submitted by Director of Public Works/City Engineer. (F: 60.6H PW 2007.24)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council: 1. Awarded a construction contract for the Lake Forest Drive Storm Drain Improvements Project, in the amount of \$191,710, to Dominguez General Engineering, Inc., of Rosemead, California. 2. Upon receipt of the executed contract documents from Dominguez General Engineering, Inc., 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 Dominguez General Engineering, Inc. 4. Authorized the City Manager to approve contract change orders up to a maximum of ten percent of the contract amount. **MOTION UNANIMOUSLY CARRIED.**

DISCUSSION/ACTION ITEMS:

12. UPDATE ON PERMIT PARKING RESTRICTION ON RED BLUFF DRIVE, QUIET HILL LANE, AND A PORTION OF JASPER HILL ROAD submitted by Assistant to City Manager. (F 64.5)

ACTION: On motion by Council Member Rudolph and second by Mayor Pro Tem Herzog, the City Council: 1. Received update on permit parking

restriction on Red Bluff Drive, Quiet Hill Lane, and a portion of Jasper Hill Road. 2. Approved Resolution No. 2009-03 entitled A RESOLUTION OF THE CITY OF LAKE FOREST, CALIFORNIA, REPEALING THE STREET SWEEPING RESTRICTIONS ON RED BLUFF DRIVE AND QUIET HILL LANE. MOTION UNANIMOUSLY CARRIED.

13. ACTIONS REGARDING MEMORANDUM OF UNDERSTANDING FOR THE SERRANO CREEK RESTORATION submitted by Director of Public Works/City Engineer. (F: 60.7A2)

ACTION: The City Council received and filed the report.

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

ACTION: The City Council received and filed 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. (F: 43.4B)

ACTION: The City Council made no appointments.

CITY MANAGER'S REPORT: (F: 26.17)

City Manager Dunek offered no comments.

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member Dixon presented no comments.

Council Member McCullough presented comments.

Council Member Rudolph presented comments.

Mayor Pro Tem Herzog presented no comments.

Mayor Tetteimer presented comments.

CONTINUED CLOSED SESSION: (F: 16.3)

ACTION: There was no continued Closed Session.

ADJOURNMENT: (F: 26.8) 9:34 p.m.