

**PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL**

**Regular Meeting of the City Council
September 1, 2009**

**Lake Forest City Hall
25550 Commercentre Drive
City Council Chamber
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: 6:04 p.m.

ROLL CALL:	Council Members:	Richard T. Dixon Kathryn McCullough Marcia Rudolph
	Mayor Pro Tem:	Peter Herzog
	Mayor:	Mark Tetterer
	Assistant City Manager:	David Belmer
	City Attorney:	Scott C. Smith
	Acting City Clerk:	Debra Rose

RECESS: City Council recessed at 6:04 p.m. for the purpose of conducting Closed Session business.

CLOSED SESSION: (F: 16.3) 6:04 p.m.

- 1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Pursuant to Government Code Section 54956.9(c)
Initiation of Litigation
Number of potential cases: 10**

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 7:13 p.m., with all Members present to continue regular City business.

PUBLIC SESSION

7:13 p.m.

PLEDGE OF ALLEGIANCE: (F: 26.21)

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

CLOSED SESSION REPORT: (F: 16.3)

City Attorney Smith stated there was one reportable action from Closed Session.

PRESENTATIONS:

2. PROCLAMATION DECLARING SEPTEMBER 2009, AS "POW/MIA MONTH" submitted by Acting City Clerk. (F: 55.2)

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council approved the proclamation as submitted. MOTION UNANIMOUSLY CARRIED.

3. RECOGNITION OF 2009 PARADE VOLUNTEERS, SPONSORS, AND TROPHY WINNERS submitted by Director of Community Services. (F: 63.2)

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council: 1. Recognized the volunteers and groups who helped plan and produce the 2009 Lake Forest Independence Day Parade and related events. 2. Recognized the parade sponsors for their generous support. 3. Presented awards to the winning Parade entries. MOTION UNANIMOUSLY CARRIED.

RECESS: City Council recessed at 7:50 p.m. for the purpose of conducting Redevelopment Agency business.

RECONVENE: City Council reconvened at 7:52 p.m., with all Members present to continue regular City business.

PUBLIC COMMENTS: (F: 26.12)

The following members of the public offered comments: Cheryl Bartetzko and Phillip Falcetti.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 4)

4. WARRANT REGISTER submitted by Director of Finance/City Treasurer in the amount of \$2,882,688.70. (F: 30.11)

Council Member Dixon pulled the two Orange County Taxi warrants to be continued for consideration at the next scheduled City Council meeting.

ACTION: On motion by Council Member Rudolph and second by Council Member McCullough, the City Council approved the remaining balance of the warrant register as submitted and continued the two Orange County Taxi warrants for the next scheduled City Council meeting.
MOTION UNANIMOUSLY CARRIED.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 5-12)

5. 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 Acting City Clerk.

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council waived the reading of Ordinances and Resolutions. MOTION UNANIMOUSLY CARRIED.

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

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

7. MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD MAY 19, 2009, submitted by Acting City Clerk.

ACTION: On motion by Council Member Dixon and second by Council

Member McCullough, the City Council approved the Minutes of the regular meeting of the City Council held May 19, 2009, as submitted. MOTION UNANIMOUSLY CARRIED.

8. ADOPTION OF ORDINANCE 206, submitted by Acting City Clerk. (F: 50.11C)

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council: 1. Conducted the second reading of Ordinance No. 206 entitled: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING SECTION 7.19.030 (C) OF THE LAKE FOREST MUNICIPAL CODE RELATING TO THE LAKE FOREST TRANSPORTATION MITIGATION PROGRAM BASELINE ADJUSTMENT IMPLEMENTATION PERIOD. 2. Adopted Ordinance No. 206 as submitted. MOTION UNANIMOUSLY CARRIED.

9. AWARD OF PROFESSIONAL SERVICES CONTRACT FOR HOLIDAY BANNER INSTALLATION/REMOVAL/STORAGE submitted by Director of Community Services. (F: 17.2)

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council: 1. Approved the agreement with Bannerland Inc., for holiday banners installation/ removal and storage. 2. Authorized the Mayor to sign and the City Clerk to attest the Agreement with Bannerland Inc. MOTION UNANIMOUSLY CARRIED.

10. PROPOSED ENERGY EFFICIENCY AND CONSERVATION STRATEGY DRAFT OUTLINE submitted by Deputy Executive Director. (F: 73.7H3)

ACTION: On motion by Council Member Dixon and second by Council Member McCullough, the City Council authorized staff to advance the proposed Energy Efficiency and Conservation Strategy ("EECS") and complete the City's Energy Efficiency and Conservation Block Grant ("EECBG") funding application. MOTION UNANIMOUSLY CARRIED.

11. AWARD OF GEOTECHNICAL SERVICES AGREEMENT FOR THE SPORTS PARK PROJECT (PW 2009.1G) submitted by Director of

Public Works/City Engineer. (F: 50.11E)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council: 1. Approved the selection of Lawson & Associates Geotechnical Consulting, Inc., (LGC) for geotechnical services for the Sports Park Project (PW 2009.1G). 2. Authorized the Mayor to execute an agreement with Lawson & Associates Geotechnical Consulting, Inc., substantially in the form attached. **MOTION UNANIMOUSLY CARRIED.**

12. **SIX MONTH NOTICE OF CONTRACT EXPIRATION FOR PLAYGROUND AND PARK SAFETY INSPECTION SERVICES** submitted by Director of Public Works/City Engineer. (F: 34.3E)

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

DISCUSSION/ACTION ITEMS:

13. **REVIEW AND DISCUSSION OF REVISED DRAFT 2008 HOUSING ELEMENT** submitted by Director of Development Services. (F: 31.2D)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Dixon, the City Council reviewed the Revised Draft 2008 Housing Element, provided comments to staff and authorized staff to re-submit the document to the State Department of Housing and Community Development (HCD) for review. **MOTION UNANIMOUSLY CARRIED.**

14. **ACTIONS REGARDING MEMORANDUM OF UNDERSTANDING FOR THE SERRANO CREEK RESTORATION** submitted by Director of Public Works/City Engineer. (F: 72.2B)

ACTION: On motion by Council Member McCullough and second by Council Member Dixon, the City Council: 1. Suspended the monthly review of the Memorandum of Understanding for the Serrano Creek Restoration. 2. Requested staff to report only as needed. 3. Received and filed the report as submitted. **MOTION UNANIMOUSLY CARRIED.**

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

ACTION: On motion by Council Member Dixon and second by Council Member Rudolph, the City Council: 1. Received and filed the report. 2. Provided direction for the City's voting delegate regarding the League of California Cities resolutions as appropriate. MOTION UNANIMOUSLY CARRIED.

16. REQUESTS FOR APPOINTMENT TO AGENCIES, BOARDS, COMMISSIONS AND/OR COMMITTEES THROUGH THE LEAGUE OF CALIFORNIA CITIES submitted by Acting City Clerk. (F: 43.4B)

ACTION: The City Council received and filed report with minute action to adopt positions on various legislative proposals as recommended.

CITY MANAGER'S REPORT: (F: 26.17)

Assistant City Manager Belmer offered no comments.

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member Dixon offered comments.

Council Member McCullough offered comments.

Council Member Rudolph offered comments.

Mayor Pro Tem Herzog offered comments.

Mayor Tetteimer offered comments.

CLOSED SESSION: (F: 16.3)

ACTION: There was no continued Closed Session.

ADJOURNMENT: (F: 26.8) 8:45 p.m.