

**PRELIMINARY ACTION AGENDA
LAKE FOREST CITY COUNCIL**

**Regular Meeting of the City Council
September 15, 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: 6:08 p.m.

ROLL CALL: Council Members:	Richard T. Dixon (Absent)
	Kathryn McCullough
	Marcia Rudolph
Mayor Pro Tem:	Peter Herzog
Mayor:	Mark Tettermer
City Manager:	Robert C. Dunek
City Attorney:	Scott C. Smith
Acting City Clerk:	Debra Rose

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. CONFERENCE WITH LABOR NEGOTIATORS**
Pursuant to Government Code Section 54957
Agency Designated Representatives: Mayor
Unrepresented Employee: City Manager
- 2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**
Pursuant to Government Code Section 54956.8
Property: 18 acre portion of Tentative Tract 15944 consisting of Lots 14, 15, 16, 21, and 22 along with the westerly 119'+ 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
Agency negotiators: City Manager and City Attorney
Negotiating parties: Property Owner of Record
Under Negotiation: Price and Terms of Payment

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code Section 54956.9(c)
Initiation of Litigation
Number of potential cases: 10

4. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a)
Existing Litigation
Number of Cases: Four

City of Lake Forest v. Lake Forest Body Centre, Charlie Abujudeh, Julie Ho, Christine Vo & El Toro Plaza, L.P. (Case No. 07-CC11555)

Charlie Abujudeh v. City of Lake Forest (Case No. 07-CC10334).

Julie Ho v. City of Lake Forest (Case No. 30-2008-00107142)

Doris Vo, al. v. City of Lake Forest, et al. (Case No. 30-2008-00113132.)

ACTION: Conducted Closed Session.

RECESS: City Council recessed at 6:58 p.m. from Closed Session for the purpose of conducting regular City business.

RECONVENE: City Council reconvened at 7:04 p.m., with Council Member Dixon absent to continue regular City business.

PUBLIC SESSION 7:04 p.m.

PLEDGE OF ALLEGIANCE: (F: 26.21)

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

CLOSED SESSION REPORT: (F: 16.3)

City Attorney Smith stated there were no reportable actions from Closed Session.

PRESENTATIONS:

5. PROCLAMATION DECLARING OCTOBER 4-10, 2009, AS "FIRE PREVENTION WEEK," submitted by Acting City Clerk.

(F: 55.2)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council approved the proclamation as submitted. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.

6. CERTIFICATE OF CONGRATULATIONS TO THE CHURCH OF SANTIAGO DE COMPOSTELA CELEBRATING ITS 30TH ANNIVERSARY submitted by Acting City Clerk. (F: 55.6)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council approved the recognition as submitted. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.

REPORT FROM STUDENT LIAISON: Report from Nikki David, Student Liaison from El Toro High School. (F: 35.2A)

Nikki David, Student Liaison from El Toro High School, did not present a report.

RECESS: City Council did not recess to conduct Redevelopment Agency business and continued all Redevelopment Agenda items to the next scheduled Redevelopment Agency meeting.

PUBLIC COMMENTS: (F: 26.12)

The following members of the public offered comments: Bryan Jordan, Norman Lepoff, Michael Hawkins, Josue Lopez, Angela Smith, Suzette Franck and Robert Partida.

CONSENT CALENDAR - WARRANT REGISTER: (Item No. 7)

7. WARRANT REGISTER submitted by Director of Finance/City Treasurer in the amount of \$903,376.08. (F: 30.11)

ACTION: On motion by Council Member Rudolph and second by Council Member McCullough, the City Council approved the warrant register as submitted. **MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.**

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 8-12)

8. **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 Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council waived the reading of Ordinances and Resolutions. **MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.**

9. **MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL HELD ON JUNE 2, 2009,** submitted by Acting City Clerk.

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council approved the Minutes of the regular City Council meeting held June 2, 2009, as submitted. **MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.**

10. **2008/09 COMMUNITY DEVELOPMENT BLOCK GRANT CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT** submitted by the Assistant City Manager. (F: 73.7H3)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council adopted Resolution No. 2009-30 entitled **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, APPROVING THE 2008/09 CONSOLIDATED ANNUAL PERFORMANCE EVALUATION REPORT FOR THE CITY'S COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND AUTHORIZING ITS SUBMITTAL TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.**

11. AWARD VARIOUS CONTRACTS FOR SPORTS PARK submitted by Director of Public Works/City Engineer. (F: 50.11E)

A. PROFESSIONAL SERVICES AGREEMENT FOR SPORTS PARK SURVEYING AND MAPPING (PW 2009.01S) submitted by Director of Public Works/City Engineer. (F: 50.11E PW 2009.01S)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council continued this item to the next scheduled City Council Meeting. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.

B. AWARD OF CONTRACT FOR SPORTS PARK GRADING AND DRAINAGE DESIGN SERVICES (PW 2009.1GD) submitted by Director of Public Works/City Engineer. (F: 50.11E PW 2009.1GD)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member Rudolph, the City Council continued this item to the next scheduled City Council meeting. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.

12. CONTRACT AWARD FOR PARK RESTROOM JANITORIAL SERVICES submitted by Director of Public Works/City Engineer. (F: 48.8F3)

ACTION: On motion by Mayor Pro Tem Herzog and second by Council Member McCullough, the City Council: 1. Awarded a contract in the amount of \$25,200 to Team One Management of Laguna Niguel, California, for park restroom janitorial services. 2. Authorized the Mayor to execute an agreement with Team One Management, substantially in the form attached. MOTION CARRIED WITH COUNCIL MEMBER DIXON ABSENT.

DISCUSSION/ACTION ITEMS:

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

ACTION: This item was continued to the next scheduled City Council meeting.

14. 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: This item was continued to the next scheduled City Council meeting.

CITY MANAGER'S REPORT: (F: 26.17)

City Manager Dunek offered no comments.

CITY COUNCIL COMMENTS: (F: 26.9)

Council Member Dixon was absent.

Council Member McCullough offered no comments.

Council Member Rudolph offered no comments.

Mayor Pro Tem Herzog offered no comments.

Mayor Tetteimer offered no comments.

CONTINUED CLOSED SESSION: (F: 16.3)

There was no Continued Closed Session.

ADJOURNMENT: (F: 26.8) 7:30 p.m.