



AGENDA
LAKE FOREST CITY COUNCIL

**Regular Meeting of the City Council
June 5, 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. 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

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. (Two (2) properties)

Property: 25550 Commercentre Drive
Negotiating Parties: Multi-Employer Property Trust;
City Manager Robert C. Dunek,
and Assistant City Manager David Belmer
Under Negotiation: Price and terms of payment

Property: APN 610-201-05
Negotiating Parties: City Manager and City Attorney
Madison Investors
Under Negotiation: Price and terms of payment

2. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957: City Manager

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.

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 Pro Tem Tetterer.

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

PRESENTATIONS:

1. REQUESTS FOR COMMENDATIONS AND PROCLAMATIONS submitted by City Clerk.
 - A. RECOGNITION FOR THE “MADD CALIFORNIA HERO AWARD” FOR BOTH THE CITY OF LAKE FOREST AND DEPUTY RICHARD NELSON
 - B. RECOGNITION OF SERVICE OF 2007 EL TORO HIGH SCHOOL STUDENT LIAISON NICO LECHUGA
 - C. PROCLAMATION DECLARING THE MONTH OF JUNE 2007, AS “NATIONAL SAFETY MONTH”
 - D. PROCLAMATION DECLARING MAY 28 THROUGH SEPTEMBER 3, 2007, AS “DROWNING PREVENTION SEASON”

RECOMMENDED ACTION: 1. Approve requests as submitted. 2. Make presentations to those present.

2. INTRODUCTION OF NEW EMPLOYEE – CHIEF OF POLICE SERVICES submitted by Assistant to the City Manager.

RECOMMENDED ACTION: Introduce Lt. Don Barnes as the new Chief of Police Services.

3. INTRODUCTION OF NEW EMPLOYEE – MANAGEMENT SERVICES DEPARTMENT submitted by Director of Management Services.

RECOMMENDED ACTION: Introduce Lauren Rogers as the new Administrative Secretary in the Management Service’s Department.

4. INTRODUCTION OF NEW EMPLOYEE – CITY CLERK’S DEPARTMENT submitted by City Clerk.

RECOMMENDED ACTION: Introduce Susan Gil as the new Records Specialist in the City Clerk’s Department.

REPORT FROM STUDENT LIAISON: Final 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. 5)

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.

5. **WARRANT REGISTER** submitted by Director of Finance/City Treasurer in the amount of \$1,951,775.33.

RECOMMENDED ACTION: Approve as submitted.

CONSENT CALENDAR - MISCELLANEOUS: (Item Nos. 6-15)

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.

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.**

RECOMMENDED ACTION: Waive reading of Ordinances and Resolutions.

7. MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL HELD ON APRIL 23, 2007, AND REGULAR MEETING OF THE CITY COUNCIL HELD ON MAY 1, 2007, submitted by City Clerk.

RECOMMENDED ACTION: Approve as submitted.

8. CITY FINANCIAL REPORTS – QUARTER ENDED MARCH 31, 2007 submitted by Director of Finance/City Treasurer.

RECOMMENDED ACTION: Receive and file.

9. UPDATE TO THE CLASSIFICATION AND COMPENSATION PLAN submitted by Director of Management Services.

RECOMMENDED ACTION: Adopt Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, ADOPTING A REVISED CLASSIFICATION PLAN.

10. 2007 JUSTICE ASSISTANCE GRANT FUND DISTRIBUTION AGREEMENT submitted by Chief of Police Services.

RECOMMENDED ACTION: 1. Approve the Edward Byrne Memorial Justice Assistance Grant (JAG) Memorandum of Understanding.
2. Authorize the City Manager to sign the Memorandum of Understanding, designating the County of Orange to serve as the applicant/fiscal agent for the JAG Grant.

11. 2007 ASSOCIATION OF ORANGE COUNTY DEPUTY SHERIFF'S (AOCDS) MEMORIAL FUND submitted by Chief of Police Services.

RECOMMENDED ACTION: It is recommended that the City Council authorize the expenditure of \$1,000 to the Association of Orange County Deputy Sheriff's Memorial Fund (AOCDS), in the names of Deputy Darryn Robbins and Deputy Brad Riches.

12. SIX-MONTH NOTICE OF CONTRACT EXPIRATION FOR TREE MAINTENANCE SERVICES submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: Receive and file.

13. TRAFFIC SIGNAL MAINTENANCE AND OPERATION SERVICES AGREEMENT WITH THE COUNTY OF ORANGE submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: 1. Approve the Agreement for traffic signal maintenance and operation services with the County of Orange, substantially in the form attached. 2. Authorize the Mayor to sign the Agreement and the City Clerk to attest the Agreement and transmit it to the County of Orange for final approval.

14. MEASURE M SEVEN-YEAR CAPITAL IMPROVEMENT PROGRAM AND RESOLUTION CONCERNING THE STATUS OF THE CIRCULATION ELEMENT submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTION: 1. Approve the Measure M Seven-Year Capital Improvement Program for Fiscal Years (FY) 2007-08 through 2013-14. 2. Adopt Resolution entitled A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, CONCERNING THE STATUS OF THE CIRCULATION ELEMENT FOR THE CITY OF LAKE FOREST, CALIFORNIA. 3. Authorize the Director of Public Works to forward the approved Measure M Seven-Year Capital Improvement Program to the Orange County Transportation Authority.

15. FOURTH AMENDMENT TO AGREEMENT FOR CONSULTANT SERVICES WITH NUQUEST VENTURES submitted by Director of Development Services.

RECOMMENDED ACTION: 1. Approve the Fourth Amendment for Program Management Services for Phase 3 of the Opportunities Study with Nuquest Ventures, substantially in the form attached. 2. Authorize the Mayor to sign the Fourth Amendment with Nuquest Ventures.

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.

16. **ORDINANCE AMENDING THE REDEVELOPMENT PLAN FOR THE EL TORO REDEVELOPMENT PROJECT AREA TO SATISFY THE REQUIREMENTS OF SENATE BILL 53 REGARDING THE ACQUISITION OF PROPERTY** submitted by Assistant City Manager.

RECOMMENDED ACTION: 1. Introduce for first reading an Ordinance entitled **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE FOREST, CALIFORNIA, AMENDING THE REDEVELOPMENT PLAN FOR THE EL TORO REDEVELOPMENT PROJECT AREA TO SATISFY THE REQUIREMENTS OF SENATE BILL 53 REGARDING THE ACQUISITION OF PROPERTY AND DIRECTING AGENCY STAFF TO RECORD A REVISED STATEMENT OF PROCEEDINGS.** 2. Direct staff to file a Notice of Exemption within five (5) days of the adoption of the Ordinance.

17. **REQUEST FOR PROPOSALS TO PREPARE A TRANSIT NEEDS ASSESSMENT** submitted by Assistant City Manager and Director of Development Services.

RECOMMENDED ACTION: 1. Authorize staff to submit a Project Concept to the Orange County Transportation Authority (OCTA) for the Go Local Grant. 2. Approve the Request for Proposal (RFP) for the Go Local Transit Needs Assessment Study. 3. Authorize staff to solicit proposals for the Transit Needs Assessment Study.

18. **BID DOCUMENTS FOR LANDSCAPE MAINTENANCE OF PARKS** submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTIONS: 1. Approve the bid documents for the landscape maintenance of parks. 2. Authorize staff to solicit bids for these services.

19. BID DOCUMENTS FOR LANDSCAPE MAINTENANCE OF MEDIANS, PARKWAYS, AND SLOPES submitted by Director of Public Works/City Engineer.

RECOMMENDED ACTIONS: 1. Approve bid documents for the landscape maintenance of medians, parkways, and slopes, substantially in the form attached. 2. Authorize staff to solicit bids for these services.

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

RECOMMENDED ACTION: Receive and file.

21. 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.

22. 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 Tetteimer:

Mayor Dixon:

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:



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, May 31, 2007, at 6:00 p.m.

Sherry A.F. Wentz, CMC
City Clerk